

1

Defendant's conviction of first degree premeditated murder was appropriate because the autopsy photographs were relevant to the criminal case and were not unduly prejudicial to defendant. People v. Unger, 278 Mich. App. 210, 749 N.W.2d 272, 2008 Mich. App. LEXIS 587 (Mich. Ct. App. 2008).



WESTERN MICHIGAN UNIVERSITY

Homer Stryker M.D.

SCHOOL OF MEDICINE

**-POOR QUALITY
ORIGINALS ATTACHED-**

How about if photographs were excluded
Showing several self inflicted scars?

How about if the Autopsy Report is coerced to be just what the prosecutor needs it to say and not say?

Postmortem Examination Report

IMRE:

BARBARA A. DAILEY

Rule 602: lack of personal knowledge

A witness may not testify to a matter unless evidence is introduced sufficient to support a finding that the witness has personal knowledge ~~about~~ of the matter. Evidence to prove personal knowledge may, but need not, consist of the witness's own

WMed Number: W16-668

Procedure: Full autopsy testimony. This Rule is subject to the provisions of Rule 703, opinion testimony by expert witness

Date of Birth: 02/26/1994

Identification: Transport pouch and body relating to tags

Date Pronounced Dead: 09/04/2016

County: Muskegon

Age: 22 years

Deputy Medical Examiner: Amanda O. Fisher-Hubbard, M.D.

Sex: Female

Persons in Attendance: Megan Deats (assistant)

Date of Examination: 09/05/2016

Sarah Prolo (assistant)

Time of Examination: 08:00

Examination and Investigative Findings:

- I. Found unresponsive at her home lying prone with blood pooled around her face
- II. Multiple injuries, including blunt and sharp force
 - A. Head and neck – multiple incised wounds to the neck including injury to the trachea and right jugular vein; multiple cutaneous contusions, lacerations, and abrasions; fractured mandible and hyoid bone; left temporal lobe contusion
 - B. Torso and extremities – incised wound to the right second finger, multiple cutaneous contusions and abrasions

Cause of Death:

Multiple injuries, including blunt and sharp force

Manner of Death:

Homicide

Department of Pathology

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269.337.6173 • med.wmich.edu

It is my opinion that BARBARA A. DAILEY, a 22-year-old woman who was found unresponsive at her home lying prone with blood pooled around her face, died as a result of multiple blunt and sharp force injuries. There were blunt and sharp force injuries to the head and neck, including multiple incised wounds to the neck with injury to the trachea and right jugular vein; multiple facial/head and neck contusions, lacerations, and abrasions; a fractured mandible; a fractured hyoid bone; and a left temporal lobe contusion. A component of asphyxia could not be excluded. There were blunt and sharp force injuries to the torso and extremities, including an incised wound to the right second finger and multiple cutaneous contusions and abrasions.

Amanda Fisher-Hubbard, M.D.

Deputy Medical Examiner

Wednesday, November 02, 2016

Based on the county medical examiners act, MCL 52.202 et seq., the Michigan Supreme Court has concluded that a county Medical Examiner's duty is owed to the state. A medical examiner fulfills his/her ~~statutory~~ statutory duty to investigate violent deaths by ~~communicate~~ communicating his or her medical findings to the prosecution and testifying on behalf of the prosecution regarding the results of his/her investigation.

A county medical examiner is expected to work closely with the prosecution in cases related to the investigation of an unexpected death or violent death and is expected to testify on the prosecution's behalf. The United States Supreme Court does not limit the prosecution's duty to keep of favorable evidence to only the police or law enforcement agencies, but, instead, extends this duty to any others acting on the government's behalf. Given a County's medical examiner's duty to act on the government's behalf in cases involving violent or unexpected deaths in Michigan, (1) the Medical Examiner may be understood as acting on the government's behalf in a particular case; and (2) evidence within the medical examiner's control may be imputed to the government, even if unknown to the prosecution.

Investigative Summary

Per the investigative report, medical records, emergency medical services report, and Muskegon Police Department Incident/Investigation report, BARBARA A. DAILEY, an adult white female, reportedly was found unresponsive at her home lying prone with blood pooled around her face. Her boyfriend or ex-boyfriend reportedly called 911 and emergency medical services responded to the scene; she was noted to have wounds to her neck and contusions to her face. She was conveyed to the emergency department, where she was pronounced dead.

Receipt of Remains

The remains were transported to the morgue by Eric Hathorn on 09/05/2016 at 00:17 hours and assisted into the facility by Sarah Prolo of the Pathology Department.

Eric Hathorn's friend told me he lives off of 10th and 11th Street in Muskegon.

General External Examination

The remains are received in the supine position contained within a zippered transport pouch. A tag attached to the transport pouch bears the name "Daily Barbara." A seal securing the zippers on the transport pouch bears the number "0094868." A tag attached to the remains bears the name "Daily Barbara." It was clarified that the spelling of the decedent's last name is "Dailey."

The remains are received wearing and with:

- A pink tank top (previously cut)
- A pink bra (previously cut)
- Black/multicolored shorts
- Black bathing suit bottoms
- Pink briefs
- Two black/white shoes
- Two black socks
- A white towel ?
- A black hair elastic band
- A yellow metal necklace (broken) with yellow metal pendant
- A white metal curved navel barbell with blue stones
- A white metal tongue barbell
- Hospital identification band around the right wrist
- Right and left hand paper bags

The body is that of a well-developed, well-nourished white female appearing consistent with the reported age of 22 years. The remains are 66 inches long and weigh 134 pounds. The transport pouch and personal effects are included in the body weight.

Postmortem changes:

The unembalmed body is cool to the touch from refrigeration. Rigor mortis is fixed in the mandible, upper extremities, and lower extremities. There is blanching, red-purple lividity on the posterior surfaces of the body, except in areas of pressure.

With the exception of the injuries described in the "Evidence of Injury" section, the external examination is as follows:

Skin: The skin is within normal limits.

Head: The head is normocephalic. The hair has the normal female distribution, is brown in color, and is long.

Eyes: The irides are hazel.

Ears: The ears are normal except for perforations of the lobes.

Nose: The septum is midline. There are no perforations.

Mouth: The anterior teeth are natural and in a good state of repair. *Not dentition* *not* *any* *abnormal* *findings* *not* *any* *abnormal* *findings*

Face: The face is normal.

Neck: The neck organs are in the normal midline position. The thyroid gland is not palpable.
There is a small lymph node in the right neck.

Chest: The chest has a normal antero-posterior dimension. The nipples and breasts are symmetrical and are those of a normal female. There are no palpable masses.

Abdomen: The abdomen is flat.

Genitalia: The external genitalia are those of a normal adult female.

Anus: The anus is within normal limits.

Upper extremities: The upper extremities are well-developed and symmetrical. The nails are normal.

Lower extremities: The lower extremities are well-developed and symmetrical. The nails are normal.

Back: The back and sacrum are within normal limits.

Evidence of therapeutic intervention:

There is an endotracheal tube within the trachea. There are defibrillator pads and electrocardiogram lead stickers on the body. There is an intravascular catheter in the left antecubital fossa. There is also a puncture wound covered by a bandage in the left antecubital fossa. There is an intravascular catheter in the dorsal left hand. There is an intraosseous catheter in the proximal lower right leg. The incised wounds of the neck had been sutured.

Identifying marks, scars, and tattoos:

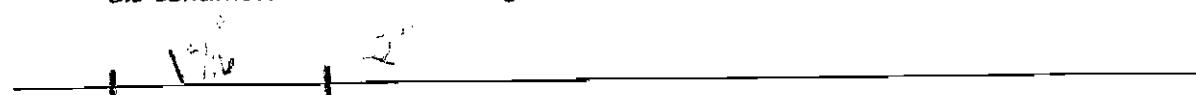
There are tattoos as follows: black tattoo on the anterior right forearm, multicolored tattoos on the anterior bilateral forearms, green/black tattoos on the anterior bilateral pelvis, black tattoos on the midline upper back and mid back, black tattoo on the lateral right thigh, and black tattoo on the lateral lower left leg. There are two 15 centimeter horizontal linear scars on the lower midline pelvis.

3 (WHERE ARE THE TWO BURN SCARS FROM A CIGAR AT
Evidence of Injury (See Body Diagrams) ON HER CHEST?)

Blunt and sharp force injuries to the head and neck:

There are at least four open incised wounds to the neck as follows:

- An approximately 3 centimeter curvilinear, oblique incised wound on the anterior-lateral right neck, the right aspect of which is located 6 centimeters inferior to the right external auditory meatus, 1 centimeter anterior to the right external auditory meatus, and 4 centimeters right of the anterior midline; and the left aspect of which is located 8.5 centimeters inferior to the right external auditory meatus, 2.5 centimeters anterior



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to the right external auditory meatus, and 2.5 centimeters right of the anterior midline. The left aspect shows a superficial, horizontal approximately 2 centimeter linear continuation of this incised wound on the anterior neck.

- An approximately 8 centimeter irregular incised wound on the anterior-lateral left neck, the right aspect of which is located 8.5 centimeters inferior to the right external auditory meatus, 4 centimeters anterior to the right external auditory meatus, and at the anterior midline; and the left aspect of which is located 7 centimeters inferior to the left external auditory meatus, 0.5 centimeters anterior to the left external auditory meatus, and 4.5 centimeters left of the anterior midline. There is a 1.5 superficial, linear, oblique incised wound that extends from the superior right-mid aspect of this wound onto the left neck. 3 3/4
- An approximately 12 centimeter irregular, horizontal incised wound across the anterior neck, the right aspect of which is located 8 centimeters inferior to the right external auditory meatus, on a vertical line with the right external auditory meatus, and 4.5 centimeters right of the anterior midline; and the left aspect of which is located 9.5 centimeters inferior to the left external auditory meatus, 4 centimeters anterior to the left external auditory meatus, and 3 centimeters left of the anterior midline. The right aspect shows a superficial 5 centimeter linear continuation of this incised wound on the lateral right neck and the left aspect shows a superficial 0.6 centimeter linear continuation of this incised wound on the lateral left neck. There are two additional superficial, curvilinear incised wounds that extend from the superior mid aspect of this wound onto the right neck, approximately 2.5 centimeters each. Associated with this wound are incised wounds of the neck muscles, including the right sternocleidomastoid muscle, bilateral omohyoid muscles, bilateral sternohyoid muscles, and bilateral sternothyroid muscles, right jugular vein, and anterior trachea. 4 3/4" - 6 1/4" - 7" |
- An approximately 7 centimeter roughly linear, horizontal incised wound across the anterior midline and right neck, the right aspect of which is located 9.5 centimeters inferior to the right external auditory meatus, 1 centimeter anterior to the right external auditory meatus, and 5 centimeters right of the anterior midline; and the left aspect of which is located 9.5 centimeters inferior to the right external auditory meatus, 4 centimeters anterior to the right external auditory meatus, and at the anterior midline. Associated with these incised wounds are hemorrhage into the soft tissue of the neck and hemorrhage into the upper and lower airways.

Two more
cuts
totaling 6
cuts
Not 4

2 3/4"

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There are blunt injuries to the head and neck as follows:

There are numerous coalescent purple-red contusions on the face, head, and neck, including the following: a 15 x 11 centimeter cluster on the right face, a 19 x 16 centimeter cluster on the nose and left face, an 11 x 7 centimeter cluster on the chin, a 3 x 3 centimeter cluster on the anterior-lateral right neck, a 10 x 5 centimeter irregular cluster on the anterior-lateral left neck extending to the level of the left clavicle, a 10 x 7 centimeter cluster on the lateral right head and neck, a 10 x 6 centimeter cluster on the lateral left head and neck, a 30 x 20 centimeter cluster on the posterior neck (left greater than right)/superior back/occipital scalp. Abrasions are associated with these head and neck contusions as follows: a 2 x 1.5 centimeter cluster on the right frontal-parietal scalp, a 2 x 1.5 centimeter cluster on the right temporal scalp, a 5 x 2 centimeter cluster on the lateral left frontal scalp, a 3 x 2 centimeter cluster on the lateral right forehead, a 5 x 4 centimeter cluster on the lateral right face, a 2 x 1.5 centimeter cluster on the lateral right nose, a 4 x 3 centimeter cluster on the anterior left face, a 5 x 4 centimeter cluster on the scalp posterior to the left ear, two 2.5 x up to 0.2 centimeter roughly linear oblique on the anterior chin, and a 4 x 3 centimeter cluster over the lateral right mandible.

There are confluent hemorrhages of the bulbar conjunctiva, left greater than right, and bilateral petechial hemorrhages of the palpebral conjunctiva.

There are 6.5 x 3.5 centimeter clusters of abraded contusions of the bilateral ears. There is a 1 centimeter laceration of the superior portion of the right earlobe. There are 1 and 2 centimeter lacerations on the posterior portion of the right ear.

There is a fracture of the anterior-lateral left aspect of the mandible. There is a 3 x 2 centimeter cluster of contusions of the superior inner lip and a 2 x 2 centimeter contusion of the inferior inner lip. There is a 2.5 x 2.5 x 1.5 centimeter hemorrhage of the lateral right tongue.

There are subgaleal hemorrhages as follows: A 20 x 8 centimeter cluster of the right frontal-temporal-parietal region, a 25 x 14 centimeter cluster of the left frontal-temporal-parietal region, and a 6 x 6 centimeter cluster of the right occipital region. There are hemorrhages of the bilateral temporalis muscles, right greater than left.

There is a 0.5 x 0.5 x 0.3 centimeter contusion of the inferior left temporal lobe of the brain.

There are multifocal hemorrhages of the neck musculature, including the bilateral sternocleidomastoid (left greater than right), omohyoid, sternohyoid, and sternothyroid muscles. There is fracture of the right aspect of the hyoid bone with associated hemorrhage. There is multifocal hemorrhage of the thyroid gland, laryngeal mucosa, and proximal anterior esophageal mucosa. There is hemorrhage of the right apical parietal pleural and hemorrhage of the anterior right pulmonary perihilar/mediastinal region.

Dissection of the posterior neck reveals hemorrhage into the musculature, left greater than right.

Additional injuries:

There is a 1.5 centimeter irregular incised wound on the anterior-medial distal right second finger. There is a 1 centimeter linear abrasion on the superior-lateral aspect of the left areola. There is a 2 x 0.5 centimeter contused yellow abrasion on the right lower abdominal quadrant/pelvis. There is a 2 x 2 centimeter red contused abrasion on the superior right back. There is a 5 x 4 centimeter cluster of purple contusions on the superior lateral left back. There is a 1 x 1 centimeter purple-blue contusion on the lateral right back. There are 3 x 0.5 and 1.5 x 1.5 centimeter purple contusions on the posterior upper right arm. There is a 7 x 1 centimeter purple-blue contusion on the posterior upper left arm. There is a 5 x 2.5 centimeter cluster of purple-red contusions on the distal posterior medial left forearm and a 5 x 4 centimeter cluster of purple-red contusions on the dorsal medial left hand. There is a 1 x 1 centimeter brown contusion on the lateral right thigh. There is a 4 x 2 centimeter faint purple-blue contusion on the anterior right thigh. There are 1 x 0.5 and 1.5 x 1 centimeter abrasions of the right knee. There is a 3 x 1.5 centimeter brown-green contusion of the anterior lower right leg. There is a 2.5 x 2 centimeter brown contusion on the distal anterior-lateral left thigh. There is a 3.5 x 2 centimeter curvilinear contused abrasion on the left knee.

Postmortem Radiographs

None.

General Internal Examination

Organ weights:

Heart	250 grams	Spleen	170 grams
Right Lung	240 grams	Right Kidney	110 grams

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Left Lung	210 grams	Left Kidney	110 grams
Liver	1300 grams	Brain	1090 grams
Thymus	30 grams		

The body is opened with a routine thoracoabdominal incision. The skeletal muscle has a normal dark brown color and normal smooth texture.

With the exception of the abovementioned injuries, the internal examination is as follows:

Body cavities: The peritoneal surfaces are smooth and glistening. There are no adhesions, effusions, or hemorrhages. The pleural cavities are smooth and glistening. There are no adhesions or effusions. The diaphragms are intact. The ribs are intact and without fracture. The pericardium is smooth and glistening and contains minimal serous fluid.

Thymus: The thymus is 30 grams and has normal pink-tan lobulated parenchyma.

Heart: The heart is 250 grams. The heart has the normal configuration. The epicardial surfaces are within normal limits. The coronary ostia have a normal configuration and are widely patent. The coronary arteries have a normal distribution. On serial coronal sectioning, there are no significant areas of atherosclerosis, calcification, or thrombosis. The valve leaflets are thin, pliable and competent, and free of vegetations. The left ventricle is 1.4 centimeters, the interventricular septum is 1.3 centimeters, and the right ventricle is 0.3 centimeters in thickness measured 1.0 centimeter below the respective atrioventricular valve annulus. The endocardial surface is free of fibrosis. The trabeculae carne and papillary muscles are within normal limits. The myocardium has the normal red-brown color and consistency. There are no areas of fibrosis or scarring.

Aorta: The aorta has a normal configuration without aneurysmal dilatation. The intimal surface has the normal yellow color with minimal atherosclerosis. The ostia of the major branches including the celiac, renal, and superior and inferior mesenteric arteries are widely patent.

Lungs: The right and left lungs are 240 and 210 grams, respectively. There is normal septation. The lungs are inflated. There is mild anthracosis. On cut surface, the parenchyma is mildly congested. There are no areas of consolidation, masses, or abscesses. The trachea and

bronchi are patent and free of any gross abnormalities.

mainstem bronchi appear normal without foreign bodies, masses, or mucus. Hilar lymph nodes are not enlarged. The pulmonary arteries are free of thrombi.

Liver and biliary tract: The liver is 1300 grams. The capsule is intact, smooth, and glistening. The parenchyma has the normal red-brown color and soft texture. There are no nodules, masses, or hemorrhages. A thin-walled gallbladder is present and contains thick, viscous bile. No calculi are present.

Pancreas: The pancreas has a normal size, shape, and tan lobular appearance.

Adrenal glands: The adrenal glands have normal cut surfaces with yellow cortices and gray medullae. There are no nodules. *what are adrenals?*

Spleen: The spleen is 170 grams and has a smooth intact capsule with normal, firm, red-brown parenchyma. There are no infarcts, nodules, scars, or cysts.

Gastrointestinal tract:

Esophagus: The esophagus has the normal gray-white smooth mucosal surface. The gastroesophageal junction is within normal limits.

Stomach: The gastric mucosa has the normal rugal folds and the lumen contains approximately 10 milliliters of partially-digested food material. There are no pill fragments noted.

Small bowel and large intestines: The small bowel has the normal configuration. A vermiform appendix is present. The colon has the normal uniform dimension.

Genitourinary tract:

Kidneys: The right and left kidneys are 110 grams each. The renal capsules strip with ease. The cortical surfaces have the normal red-brown color and smooth texture. There are no infarcts, nodules, scars, or cysts. The renal pelvis is free of stones.

Bladder: The bladder contains minimal urine. The bladder mucosa is gray-tan and smooth.

Uterus, fallopian tubes, and ovaries: The uterus has the normal configuration. The ovaries are white and cystic bilaterally. The right fallopian tube is interrupted; a portion of the left fallopian tube is present. *does she have any pain in her abdomen?*

Musculoskeletal: The thoracolumbar spine has the normal configuration. The vertebral bodies are normal and are without degenerative spurring or lipping. The cervical spine is stable. The bone marrow has a normal dark red coloration.

Neck: The neck musculature is dissected in a layered fashion. The thyroid cartilage is intact. The vocal cords are symmetrical. The thyroid gland has a normal position and texture. There are no cysts or nodules.

Central nervous system:

The skull is intact with a normal thickness; there are no fractures. The dura is intact. There are no epidural, subdural, or subarachnoid hemorrhages. The meninges are thin, translucent, and without exudates.

Brain: The brain is 1090 grams and the hemispheres are symmetrical with a normal gyral pattern. The cranial nerves are intact and symmetrical. The vessels at the base of the brain have a normal configuration and are free of atherosclerosis. The cerebellar tonsils and uncal gyri appear normal and without herniation or grooving. The pituitary gland is normal. Serial coronal sections through the brain reveal no masses within the cortex, white matter, midbrain, pons, or cerebellum.

Spinal cord: The spinal cord is not examined.

Then 100% of the brain is healthy

Additional Dissection

Posterior neck dissection: see Evidence of Injury section.

Toxicology

Drugs of Abuse panel: See toxicology report for further details.

Heart blood POSITIVE for THC. *With the depression of the central nervous system, the heart rate is slow and the blood pressure is low. The body temperature is low (fever) and the skin is pale.*

Other Laboratory Tests

None.

*Colonies of *Escherichia coli**

Evidence Recovered

The following items were released to David Ocharzak (Law Enforcement):

- Oral, vaginal, and anal slides and swabs
- Pulled head hair
- Right and left hand paper bags
- Bilateral fingernail clippings and clippers
- Fingerprints and palm prints

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- Clothing and personal effects
- DNA card
- Photo CD

Additional Procedures

Photographs for identification and documentation purposes are obtained.

Tissue samples are retained in formalin.

Tissue samples are placed in a cassette for processing to slides for microscopic examination.

Blood is submitted for a postmortem drug screen.

Liver and additional blood are obtained for analysis, if indicated.

Blood is placed on a DNA card and is retained for analysis, if indicated.

Microscopic Examination

Microscopic slide index:

- A. Inferior left temporal lobe

Microscopic description:

INFERIOR LEFT TEMPORAL LOBE: The left inferior temporal lobe shows a cortical contusion.

Handwritten notes:
Left inferior temporal lobe shows cortical contusion.
Lobule 1 shows cortical contusion.



2265 Executive Drive, Indianapolis, IN 46241
Telephone: (800)875-3894 / Fax: (317)243-2789

Laboratory Case Number:	3101638	Subject's Name:	DAILEY, BARBARA A
Client Account: 19846 / wste01 Physician: Report To: Western Michigan University, S ATTN: EMR 1000 Oakland Dr Kalamazoo, MI 49008-8070 FX: 844-337-6001		Agency Case #: 160905-9 Date of Death: 09/04/2016 Test Reason: Not given Investigator: MOLLY ESSEBAGGERS Date Received: 09/09/2016 Date Reported: 09/19/2016	
Laboratory Specimen No: 40599708 Container(s): 01:RTB Blood,HEART		Date Collected: 09/05/2016 10:30 Test(s): 70530 Drugs of Abuse Panel	

Analyte Name	Result	Concentration	Units	Therapeutic Range	Loc
AMPHETAMINES	Negative				
BARBITURATES	Negative				
BENZODIAZEPINES	Negative				
CANNABINOIDS	POSITIVE				
THC	POSITIVE				
THC, Quant		1.9	ng/mL		
COCAINE/METABOLITES	Negative				
FENTANYL	Negative				
METHADONE/METABOLITE	Negative				
OPIATES	Negative				
OXYCODONE/METABOLITE	Negative				
PHENCYCLIDINE	Negative				
PROPOXYPHENE/METABOLITE	Negative				
ALCOHOL	Negative				
Methanol	Negative				
Ethanol	Negative				
Acetone	Negative				
Isopropanol	Negative				
ANALGESICS	Negative				
BUPRENORPHINE	Negative				
STIMULANTS	Negative				
TRAMADOL/METABOLITE	Negative				

DAILEY, BARBARA A

Laboratory Case #: 3101638

Printed Date/Time: 09/19/2016, 23:00

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withholds the fact that Barbara is a Cutter by not stating so or including the information under the identifying marks with the rest of the scars or tattoos.

There are actually SIX (6) cuts but she only Bulletins four (4) and hides the 2 others in the 3rd bulletin. My guess is to make the prosecutors theory believable.

She does not mention anything about the lack of hesitation marks in her report or the depths of the cuts.

Examination Date is 9/5/2016 @ 0800 hrs

Death Certificate signed 9/6/2016

Date filed 9/23/2016

She states Manner of Death is Homicide that Autopsy was performed and there were Autopsy findings available prior to completion of the cause of death. She states decedent was assaulted by another.

She also states that Barb was not pregnant within Past year but Gemma was born Feb. 2016.

Date of Injury 9/4/2016 Time of injury 19:15 (7:15pm) on or about Time of Death (8:01pm) 2001 hrs

at the Hospital Emergency Room

Her Report was not written until November 2nd, 2016 nearly 2 months after Examination.

Death happened within Minutes of the "Multiple injuries" including blunt and sharp force

Her Report was not written until Nov. 2, 2016 b/c she needed to see what the prosecutor needed the report to say and not say.

* Who is Tania Lynn Swaats? Why is her info involved in this case?
Examined 9/5/2016 at 10:08pm but the form is printed out 6/29/2011? How is that possible.

Body tag # 0092599

Case # 16-18549

GOVERNMENT
FILE USE
ONLY

LF
CF D2016-01295

STATE OF MICHIGAN
DEPARTMENT OF COMMUNITY HEALTH
CERTIFICATE OF DEATH

I HEREBY CERTIFY this to be a true
and correct copy of the original on file
with the office of COUNTY CLERK.

This Certified Copy VALID
Only When SEAL and RED
SIGNATURE Are Affixed.

Nancy A. Waters

STATE FILE NUMBER
MUSKEGON COUNTY CLERK
249548

DECEASED

INFORMANT PARENTS

DISPOSITION CERTIFICATION

CAUSE OF DEATH

MEDICAL
EXAMINER

1. DECEDENT'S NAME (First, Middle, Last) Barbara Ann Dailey		2. DATE OF BIRTH February 26, 1994	3. SEX Female	4. DATE OF DEATH September 04, 2016
5. NAME AT BIRTH OR OTHER NAME USED FOR PERSONAL BUSINESS		6a. AGE- Last Birthday (Years) 22	6b. UNDER 1 YEAR MONTHS	6c. UNDER 1 DAY DAYS HOURS MINUTES
7a. LOCATION OF DEATH Mercy Health - Hackley		7b. CITY, VILLAGE OR TOWNSHIP OF DEATH Muskegon		7c. COUNTY OF DEATH Muskegon
8a. CURRENT RESIDENCE - STATE Michigan		8b. COUNTY Muskegon	8c. LOCALITY Muskegon	8d. STREET AND NUMBER 1432 Jiroch
8e. ZIP CODE 49442		9. BIRTH PLACE Muskegon, Michigan		10. SOCIAL SECURITY NUMBER XXXX-XX-XXXX
11. DECEDENT'S EDUCATION 11th Grade				
12. RACE White		13a. ANCESTRY Irish, French	13b. HISPANIC ORIGIN No	14. EVER IN THE U.S. ARMED FORCES? No
15. USUAL OCCUPATION Laborer		16. KIND OF BUSINESS OR INDUSTRY Retail	17. MARITAL STATUS Never married	18. NAME OF SURVIVING SPOUSE
19. FATHER'S NAME (First, Middle, Last) Kevin Dailey		20. MOTHER'S NAME BEFORE FIRST MARRIED (First, Middle, Last) Shawn Johnson		
21a. INFORMANT'S NAME Brenda Cook		21b. RELATIONSHIP TO DECEDENT Aunt	21c. MAILING ADDRESS 5686 Jefferson Avenue, Muskegon Michigan 49442	
22. METHOD OF DISPOSITION Cremation		23a. PLACE OF DISPOSITION Phoenix Crematory Services	23b. LOCATION - City or Village, State Muskegon Heights, Michigan	
24. SIGNATURE OF MORTUARY SCIENCE LICENSEE Dale R Clock		25. LICENSE NUMBER 4501006296	26. NAME AND ADDRESS OF FUNERAL FACILITY Clock Funeral Home Inc. Muskegon Chapel, 1469 Peck Street, Muskegon, Michigan 49441	
27a. CERTIFIER <input type="checkbox"/> Certifying Physician - To the best of my knowledge, death occurred due to the cause(s) and manner stated. <input checked="" type="checkbox"/> Medical Examiner - On the basis of examination, and/or investigation, in my opinion, death occurred at the time, date, and place, and due to the cause(s) and manner stated. Signature and Title Amanda Fisher-Hubbard, MD		28a. ACTUAL OR PRESUMED TIME OF DEATH 2001 Military Time	28b. PRONOUNCED DEAD ON September 04, 2016	28c. TIME PRONOUNCED DEAD 2001 Military Time
27b. DATE SIGNED September 06, 2016		27c. LICENSE NUMBER 4301094351	29. MEDICAL EXAMINER CONTACTED Yes	30. PLACE OF DEATH Hospital
31. IF HOSPITAL Emergency room		32. MEDICAL EXAMINER'S CASE NUMBER W16-668	33. NAME OF ATTENDING PHYSICIAN IF OTHER THAN CERTIFIER	
34. NAME AND ADDRESS OF CERTIFYING PHYSICIAN Amanda Fisher-Hubbard, MD, Muskegon County ME, Mailing Address 1000 Oakland Drive Kalamazoo, MI 49008, Muskegon, Michigan		35a. REGISTRAR'S SIGNATURE <i>Nancy A. Waters</i>		
35b. DATE FILED September 23, 2016				
36. PART I ENTER the chain of events- diseases, injuries or complications - that directly caused the death. DO NOT enter terminal events such as cardiac arrest, respiratory arrest or ventricular fibrillation without showing the etiology. Enter only one cause on line. If disease was an immediate, underlying or contributing cause of death be sure to record disease in either Part I or Part II of the cause of death section, as appropriate. IMMEDIATE CAUSE (Final disease or condition resulting in death) DUE TO (OR AS A CONSEQUENCE OF) SEQUENTIALLY LIST CONDITIONS, IF ANY, leading to the cause listed on line 2. Enter the UNDERLYING CAUSE (disease or injury that initiated the events resulting in death) LAST DUE TO (OR AS A CONSEQUENCE OF)				
37. DID TOBACCO USE CONTRIBUTE TO DEATH? <input type="checkbox"/> Yes <input type="checkbox"/> Probably <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown				
38. IF FEMALE <input checked="" type="checkbox"/> Not pregnant within past year <input type="checkbox"/> Pregnant at time of death <input type="checkbox"/> Not pregnant, but pregnant within 42 days of death <input type="checkbox"/> Unknown if pregnant within the past year <input type="checkbox"/> Not pregnant, but pregnant 42 days to 1 year before death				
39. MANNER OF DEATH Homicide		40a. WAS AN AUTOPSY PERFORMED? Yes	40b. WERE AUTOPSY FINDINGS AVAILABLE PRIOR TO COMPLETION OF CAUSE OF DEATH? Yes	37. DID TOBACCO USE CONTRIBUTE TO DEATH? <input type="checkbox"/> Yes <input type="checkbox"/> Probably <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
41a. DATE OF INJURY 09/04/2016		41b. TIME OF INJURY 19:15 On or About	41c. DESCRIBE HOW INJURY OCCURRED Decedent was assaulted by another	
41d. INJURY AT WORK No	41e. PLACE OF INJURY Decedent Residence	41f. IF TRANSPORTATION INJURY	41g. LOCATION 1432 Jiroch St, Muskegon, Michigan 49442	

SP02009219

MUSKEGON POLICE DEPARTMENT

Who is this & what
is this person
involved in my case?

PERSONAL EFFECTS

Name: TANIA LYNN SWARTZ Date of Examination: 9/15/16
(Victim) Case Number: 16-18549 Lead Detective: _____ Body Tag Number 0092599

Date of
Examination

9/15/16
3092599

← 2

CLOTHING AND OTHER PROPERTY:

Case Number: 16-1039	Lead Detective	Discard	Worn with body	Held or Released as Evidence Item
CLOTHING AND OTHER PROPERTY:				
<input type="checkbox"/> Hat				
<input type="checkbox"/> Eye Glasses				
<input type="checkbox"/> Dentures				
<input type="checkbox"/> Coat				
<input type="checkbox"/> Pajamas				
<input type="checkbox"/> Long-Sleeve Shirt				
<input checked="" type="checkbox"/> Short-Sleeve Shirt (purple)				X
<input type="checkbox"/> T-Shirt				
<input checked="" type="checkbox"/> Pants (gray/white/pink)				X
<input type="checkbox"/> Shorts				
<input type="checkbox"/> Belt				
<input checked="" type="checkbox"/> Bra (white)				X
<input checked="" type="checkbox"/> Underwear (blue)				X
<input checked="" type="checkbox"/> Shoes (black Sandal on R foot)				X
<input type="checkbox"/> Socks				
<input type="checkbox"/> Slippers				
<input type="checkbox"/> Purse				
<input type="checkbox"/> Wallet				
<input type="checkbox"/> Money Clip				
<input type="checkbox"/> Other/Additional				
<input type="checkbox"/>				
JEWELRY:				
<input checked="" type="checkbox"/> Rings (left middle finger)				X
<input checked="" type="checkbox"/> Rings (left ring finger)				X
<input checked="" type="checkbox"/> Rings (right middle finger)				X
<input type="checkbox"/> Earrings				
<input type="checkbox"/> Earings				
<input type="checkbox"/> Necklace				
<input type="checkbox"/> Other/Additional				
MONEY: (counted by)				
<input type="checkbox"/> Bills: \$100 \$50 \$20 \$10 \$5 \$1				
<input type="checkbox"/> Coins: \$1 \$.50 \$.25 \$.10 \$.05 \$.01				
<input type="checkbox"/> Total:	(Other Officer initial if over \$20.00)			

Officer
(Printed)

Kyle Gray

Officer
(Signature)

1960

Date:

9/5/16

Witness
Printed

Printed
(Can be ME or Family)

Witness
(Signature)

~~Ported~~

110

22.6

Marissa 313 8675309



People v Gaultet 14701
Rickey v Michael 395

F.3d 660
Reversed/Kennerdell

RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF HEALTH AND HUMAN SERVICES
CENTER FOR FORENSIC PSYCHIATRY

NICK LYON
DIRECTOR

May 18, 2017

Benjamin L. Medema
Muskegon County Prosecutor
990 Terrace Street
Muskegon, MI 49442

and

Fred J. Lesica
Defense Attorney
3224 Glade Street
Muskegon Heights, MI 49444

RE: SALYERS, Joshua Michael
CFP #: 1004376
Docket #: 16-4697-FC
Subject: Criminal Responsibility

Dear Attorneys:

The defendant, Mr. Joshua Michael Salyers, is a 29-year-old man who was born on August 26, 1987. He was evaluated at the Center for Forensic Psychiatry (CFP) satellite location at the Kent County Correctional Facility on April 11, 2017 pursuant to a court order for evaluation relative to criminal responsibility dated February 15, 2017 and signed by the Honorable Timothy G. Hicks in the 14th Circuit Court, Muskegon County, Michigan. Mr. Salyers is charged with one count of Homicide – Open Murder – Statutory Short Form under Docket Number 16-4697-FC. This is his first time being evaluated at the CFP. This report summarizes findings from Mr. Salyers' evaluation and my reasoning with respect to my opinion regarding his criminal responsibility.

Sources of Information

- Order for Evaluation Relative to Criminal Responsibility, dated February 15, 2017
- Documents that accompanied the court order, including:
 - Information sheet
 - Muskegon Police Department Incident/Investigation Report
 - Postmortem Examination Report

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- State of Michigan Department of State Police Forensic Science Division Laboratory Report
- Muskegon County Sheriff jail incident report
- Records from Mercy Health Muskegon
- Certificate of Death
- Muskegon County Medical Examiner's Office Case Report
 - Handwritten letter signed by "Josh" and addressed to "Barbara"
- AIT Laboratory Report
- Attempted telephone contact with Mr. Salyers' attorney, Mr. Fred Lesica
- Personal contact with Mr. Salyers on April 11, 2017 totaling approximately one hour and 20 minutes
- Telephone contact with Mr. Salyers' mother, Patricia Barnett, on April 12, 2017
- Records from HealthWest
- Records from the Muskegon County Jail
- Records from Allegiance Health
- Mr. Salyers signed a release for records from Rivendell Hospital. These records were requested, but had not been received, at the time of writing this report.

Advisement/Notification

Prior to this examination, Mr. Salyers was informed that the Court had ordered an evaluation of his criminal responsibility, involving what he was thinking and feeling when the alleged crime occurred. He was advised that the examination is not protected by the usual psychologist/patient confidentiality, in accordance with MCL 330.1750. He was also informed that a report would be submitted according to legal requirements, and that I could be subpoenaed to testify about the report or anything else related to the examination. Salient points regarding the advisement were explained and Mr. Salyers was provided with the advisement form to review, which he read without difficulty. He was given the opportunity to ask questions and agreed to participate in the evaluation.

Current Mental Status

Mr. Salyers was evaluated at the CFP satellite location at the Kent County Correctional Facility on April 11, 2017 for approximately one hour and 20 minutes. He was transported from the Muskegon County Jail where he was being detained. He was dressed in standard, jail-issued attire and his grooming/hygiene appeared adequate. No disturbance of fine or gross motor functioning was observed. The rate and volume of his speech were within normal limits and he maintained appropriate eye contact throughout the examination. Rapport, sufficient for the purposes of this evaluation, was established and maintained. Mr. Salyers displayed good behavioral control during the current evaluation. He was oriented to person, place, time, and situation. He

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demonstrated an understanding of the nature and purpose of this evaluation after it was explained to him. Based on his vocabulary, grammar, sentence structure, fund of information, and reported educational history, he appeared to have normal cognitive/intellectual abilities (i.e., not significantly subaverage). His memory appeared grossly intact as he was able to recall recent and remote events, some of which was corroborated by collateral sources. His attention and concentration appeared intact as he was able to appropriately follow the flow of conversation and provide relevant responses.

Mr. Salyers' thought processes were coherent, logical, organized, goal-directed, and free of abnormalities of thought process indicative of a formal thought disorder. No excessively rapid or pressured thought processes were evident through his speech. He did not exhibit signs indicative of bizarre or perseverative thinking or disorganized speech or behavior during the current evaluation. He also did not exhibit unusual mannerisms or bizarre behavior. Mr. Salyers' observed expression of emotion was reasonably positive and generally appropriate to the topics of discussion. When asked to describe his mood, he replied, "Okay right now but I'm just there... not really happy." He denied current suicidal ideation including plan or intent. He denied a disturbance of appetite but indicated that he does not get a lot of food in jail. He stated that he sleeps "here and there" and wakes up early. He reported that he talks to Jennifer, the jail CMH liaison, to help cope. He said that in jail he was taking Celexa and Prozac at some point but he has not taken any medications since December 2016 or January 2017 because they did not really help and resulted in side effects (e.g., "affects my sight").

Relevant Background Information

Mr. Salyers reported that he quit school after the 11th grade and subsequently earned his GED and entered the Army. According to him, he was "almost through basic and [he] just stopped" because he "couldn't stand authority" so "they gave [him] failure to adapt." He endorsed a history of special education. He said he did not know why he was in special education and stated, "I was a complete asshole unless you were a woman." He denied being diagnosed with an intellectual disability/mental retardation, and he stated, "I was actually really smart." Mr. Salyers denied a history of seizures or brain injuries. In terms of mental health history, he reported that he received medications and counseling from his family doctor at Foote Hospital when he was a child. He stated that he went to Rivendell Psychiatric Hospital when he was seven or eight years old. According to Mr. Salyers, he last received mental health treatment when he was 12 or 13 years old. He denied a history of inpatient or outpatient substance abuse treatment. He endorsed a history of smoking marijuana but stated, "I'm not an addict – drugs are not a problem for me."

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Available records from Allegiance Health indicate that Mr. Salyers was seen for physical health complaints (e.g., upper abdominal pain, leg numbness, sore throat) in November 2013, June 2014, and February 9, 2016. His mood, affect, and cognition were described as normal during these visits. As part of the current evaluation, I spoke via telephone with Mr. Salyers' mother, Patricia Barnett. She indicated that he was diagnosed with ADHD (attention-deficit/hyperactivity disorder), oppositional defiant disorder (ODD), and PTSD (posttraumatic stress disorder) when he was a young child. He reportedly took ADHD medication only for a short time. She reported that when he was about eight years old, Mr. Salyers went to Rivendell Hospital for a couple weeks. When asked what prompted this hospitalization, she described him sitting in the middle of the road "flipping cars off not letting them through." She stated that he was "always in trouble." For example, he reportedly "caught [her] house on fire" a few times. She added that Mr. Salyers couldn't stay in school/daycare because he would get "kicked out" due to his behaviors. She described him as being "very hyper" and "all over the place" (e.g., happy one minute, angry the next) when he was a child.

Police Version of the Alleged Offense

In brief, Mr. Salyers is accused of murdering Barbara Ann Dailey on September 4, 2016. According to the police report, officers were dispatched to the scene of the alleged offense where they discovered the alleged victim "unconscious and not responsive... bleeding from the throat." Mr. Salyers was also at the scene where he was reportedly "crying and weeping over the victim." He initially told police that the alleged victim, who was his girlfriend, "called him yelling and stated that a black male was attacking her... he then ran" to her home. He said that, on the way to her home, he saw a "black male wearing a black shirt and red shorts running North... he then walked into the home and found Barbara covered in blood and he called 911." Officers eventually determined that Mr. Salyers "was likely the only person who entered or exited the home" and they found a knife in the sink that tested positive for human blood.

Mr. Salyers was subsequently transported to the police department where he was questioned. He reportedly "asked... several times if Barbara was alive" and "made several statements... about his relationship with Barbara." According to him, he had moved in with her at the residence in question "sometime in mid May" but "he moved out in mid August [and stayed with the alleged victim's father] because of the 'drama' in the home." For example, he "stated that roommates in the home and friends of Barbara's did not like him and were trying to break him up." Mr. Salyers reportedly "made several comments... that he believed it was the 'black guys' across the street that may have hurt Barbara." Detectives "confronted him with the idea that he had something to do with this incident. He would go from helpful to angry and sad." Eventually, Mr. Salyers indicated that the alleged victim "put the knife to her throat" and "he grabbed a hold of her arm and tried to pull it away" but "she jerked her arm... [and]

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when she jerked her hand away the knife ran across her throat." According to the police report, "He said he took the knife and wiped her fingerprints off and put his own prints on the handle. He then placed the knife in the sink. He said he wiped the knife off with his shirt." Detectives then "received a message stating that the victim had blunt force trauma to her head as well as an injury to her shoulder and her mouth," which Mr. Salyers was confronted about. He was asked again to tell what happened with the alleged victim that day and he "said he shoved her and she probably hit her head on the banister. He shoved her because she said she was going to get a knife in the kitchen... he thinks she may have damaged her mouth and teeth when she hit the floor." Mr. Salyers was given the opportunity to write a letter to Barbara, which he did.

According to the alleged victim's father, Mr. Salyers had been staying with him for a few days leading up to the alleged offense. He said that Barbara broke up with Mr. Salyers "around midnight Saturday night going into today 09/04/2016" and Mr. Salyers was "blowing up Barbara's phone with text messages." Other witnesses described him as "a very jealous person" and "controlling." His brother also reportedly said that he has been "fucked up" in the head from a young age and that "if Joshua is not in control he becomes angry." According to the police report, while in jail Mr. Salyers threatened another inmate saying, "I'll slit your throat and watch you lay there. I'm here for murder" and he made "further statements of I killed her and now I have to live with it and it is tearing me up inside."

Defendant's Account of the Alleged Offense

As part of the current evaluation, Mr. Salyers was asked to provide his account of the alleged offense. He indicated that it occurred on September 4, 2016. When asked to describe that day, he said that he was "talking to a girl named Stephanie for hours... about suicide." He said she tried to help him and told him to block the alleged victim so he took her advice and blocked the alleged victim on Facebook. According to Mr. Salyers, the alleged victim saw that he blocked her and she sent him a text message to the effect of, "Wow you blocked me burn in hell jump off [a] bridge – something like that." Mr. Salyers described making dinner for the alleged victim's father and his girlfriend, who he was living with at the time, that day. He reported that he was helping them with cooking, cleaning, etc. because her father was on bed rest and her father's girlfriend was getting back surgery. Returning to the day of the alleged offense, Mr. Salyers said that the alleged victim sent him a message about going for a walk. She also reportedly said something like "I'll see you if I see you." He reportedly called her and asked what she meant. He said he walked over to where the alleged victim was living and he initially stayed across the street. He said she told him the door was open and she came downstairs. They then walked to the market and "talked about everything." She reportedly apologized that he had to leave the residence due to being kicked out. According to Mr. Salyers, they saw their friend David. The alleged victim

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reportedly gave him a hug and a dollar; he got beer and left. David reportedly invited them to come over to smoke marijuana, drink, and hang out.

Mr. Salyers indicated that he and the alleged victim continued walking to her home. During this walk, the alleged victim reportedly sat down near a "broken-down used-to-be business." He said they smoked cigarettes and "talked some more." According to Mr. Salyers, the alleged victim said she was thirsty so they went to her house and she grabbed a Mt. Dew. She reportedly told him that she had apple juice so he went in the house and grabbed it from the refrigerator. He said they then walked up the street to a tree in front of the hospital. He said she was allergic to the sun and was light-headed. They were reportedly "going through [their] phones" and she asked him to unblock her, which he agreed to do. She reportedly tried to unblock him but couldn't find him so she gave him her phone. He said he found himself but "it said something about... can't add this person" so he gave her phone back. He said he walked her back to her house and the back door was locked so they went in the front door. According to Mr. Salyers, he sat down on the chair and she straddled him, kissed him, and said that she missed him/was sorry. He reportedly said "it's okay" and they kissed again. They heard a noise and they thought the other residents were back so they "jumped up." He described running out the back door, over the dog, and over the fence then down the alley. The alleged victim reportedly called him and said that it wasn't them. She also "said I love you and I'm sorry." He noted that she was crying and then she hung the phone up.

Mr. Salyers said he "ran back up the street" and got to the house where she was "standing with [a] knife to her neck." He stated, "She's just I'm sorry, I love you, make sure my girls are taken care of." He reported that she then took the knife and "lightly ran it across [her] neck," which caused a "little trickle of blood." He said he "shoved her" and "she hit her head on [the] banister" but "she didn't drop [the] knife like [he] wanted her [to]." According to Mr. Salyers, "She said Josh please don't, I want to do this. I'm tired of the bullshit." He stated that "she did it again a little deeper" and blood splattered across his shirt/necklace. He said he lunged with his left hand to grab her wrist "but she was moving her hand and she jerked it and it just went in deeper." He said he then reached up with his right hand and "snapped her wrist back as fast as [he] could." He said he "shoved her to the floor to get [the] knife away" and "her head bounced off [the] floor." He said he grabbed the knife out of her hand and put it in the sink. He then called police and he described himself as hysterical/crying. He said he remembered "lying to them about what happened." According to him, at this point she was still breathing and he "hoped she'd live." He indicated that he told police she was attacked so her children would not be taken away from her. When asked to elaborate on this, he said that she would be "considered [an] unfit mom" if they knew she had tried to commit suicide. He explained that the alleged victim had attempted suicide twice in the past.

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According to Mr. Salyers, he put his shirt on the alleged victim's neck because dispatch told him to. He did not remember hearing the police arrive but he recalled one of them putting their hand on his shoulder. He said the officers were trying to talk to him but he did not recall what they were saying. He reportedly agreed to go to the police department and they "kept asking [him] what happened." He said he kept giving them the same story about another guy attacking her and he told them that "they were stupid if [they] thought [he] did anything to her." The officers reportedly said that there was more to the story and Mr. Salyers told them that if he said what really happened not to take her children. He stated, "They asked how many cuts – I held up two fingers." He stated that he "just melted... crying" when police told him the alleged victim was deceased. He said he did not remember getting booked in to the jail but he remembered waking up the next morning in jail with a suicide gown on. According to him, he was in the "suicide tank" for two to three weeks. He said he saw "Jennifer" (the jail CMH liaison) four of five times during that time. Mr. Salyers asserted that the report from the jail was "a lie" because he "would never kill [a] girl or admit to it in front of [a] cop even if [he] did." Mr. Salyers stated that he would "plead to anything [he] did."

Mr. Salyers reported that he and the alleged victim met online on Facebook. He said "she has mental issues pretty bad" and he "kept her from killing herself two times." According to Mr. Salyers, he lived with the alleged victim and her "baby daddy" until they "kicked [him] out." He indicated that he moved in with her family friend David for three weeks and then the alleged victim told him to move in with her father until Labor Day when they were going to move to Jackson "to get away from drama." He stated that "Barb wanted [him] close so [they] could work on [their] relationship." He described working a number of jobs (e.g., Taco Bell, McDonald's) prior to the alleged offense, although he had difficulty getting transportation there. He said he "got into adult cam modeling thing" for some time. Mr. Salyers indicated that his mother told him he was diagnosed with ADHD, PTSD, and bipolar disorder during childhood. He indicated that he took medications for these but stopped when he was "young" and he denied taking any medications at the time of the alleged offense. Mr. Salyers described himself as "depressed" due to going through a divorce with his wife and finding out his father had cancer. When asked about consuming drugs or alcohol around the time of the alleged offense, Mr. Salyers reported that he and the alleged victim "smoked weed" the day before the alleged offense (i.e., September 3, 2016).

Relevant Collateral Information

According to available HealthWest records, Mr. Salyers had a screening on September 6, 2016 (i.e., two days after the alleged offense). The records note that he was seen in the jail "in response to suicide hold." He was described at that time as presented with depressed mood and congruent, dysthymic affect. He reportedly "explained that him and his girlfriend fight constantly and threaten suicide regularly," although he denied

I did not deny previous attempts. I've tried several times

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previous suicide attempts. He reported that he was on medications as a child but did not remember the details. He indicated that he has "worked on and off in the past" and "admitted to marijuana use but nothing more." The records state that he was "vaguely interested in meds but does not want the money taken out of his account." Available Muskegon County Jail records indicate that he has been prescribed Prozac, Zyprexa, Celexa, and Paxil. A note dated October 25, 2016 indicates that he complained of vision changes since starting Paxil. According to an October 27, 2016 note, he stated that since stopping the Paxil his vision had improved.

The HealthWest records indicate that Mr. Salyers was not seen again until January 18, 2017. According to a Direct Individual Progress Note from that date, "He noted that he was doing a bit worse than before. He asked if he could go back into a room with a camera." He denied being suicidal at that time but he was worried that he might be soon ("I'm just trying to take precautionary steps"). He reportedly stated that he was taking the medications but he did not feel like they were working very well. According to the note, "He appeared more dysthymic than usual" so a consult with the doctor was to be requested "to determine a medication adjustment to assist with his symptoms." A Direct Individual Progress Note dated March 13, 2017 indicates that HealthWest staff met with Mr. Salyers on that date "in response to numerous KITE requests." The records state, "Overall, Josh reports he is doing okay with his mood" and "he is irritated by court stuff." The HealthWest records indicate that Mr. Salyers was seen again "in response to several KITE requests" on April 17, 2017. It was noted that there were "no psychotic symptoms present" and he presented with "moderate grooming." Mr. Salyers' diagnoses as listed in the HealthWest records included major depressive disorder and cannabis dependence.

Michigan's Applicable Statute Regarding Determination of Criminal Responsibility

Concerning the matter of criminal responsibility, MCL 768.21a, as amended effective March 28, 2014, indicates that "An individual is legally insane if, as a result of mental illness as defined in section 400 of the mental health code, 1974 PA 258, MCL 330.1400, or as a result of having an intellectual disability as defined in section 100b of the mental health code, 1974 PA 258, MCL 330.1100b, that person lacks substantial capacity either to appreciate the nature and quality or the wrongfulness of his or her conduct or to conform his or her conduct to the requirements of the law. Mental illness or having an intellectual disability does not otherwise constitute a defense of legal insanity." This section also indicates that "An individual who was under the influence of voluntarily consumed or injected alcohol or controlled substances at the time of his or her alleged offense is not considered to have been legally insane solely because of being under the influence of the alcohol or controlled substances."

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The definition of mental illness so indicated is "a substantial disorder of thought or mood which significantly impairs judgment, behavior, capacity to recognize reality, or ability to cope with the ordinary demands of life." The definition of intellectual disability so indicated is "A condition manifesting before the age of 18 years that is characterized by significantly subaverage intellectual functioning and related limitations in 2 or more adaptive skills and that is diagnosed based on the following assumptions: (a) Valid assessment considers cultural and linguistic diversity, as well as differences in communication and behavioral factors; (b) The existence of limitation in adaptive skills occurs within the context of community environments typical of the individual's age peers and is indexed to the individual's particular needs for support; (c) Specific adaptive skill limitations often coexist with strengths in other adaptive skills or other personal capabilities; (d) With appropriate supports over a sustained period, the life functioning of the individual with an intellectual disability will generally improve."

Conclusions and Opinion Relative to Criminal Responsibility

Concerning the issue of intellectual disability, it is my opinion that Mr. Salyers does not have an intellectual disability as statutorily defined. A review of his history does not suggest that he has significantly subaverage cognitive/intellectual capacities that manifested before the age of 18 years. For example, although he endorsed a history of special education services, based on descriptions from him and his mother, it appears that this was related to behavioral issues as opposed to an intellectual impairment. Mr. Salyers' presentation during the current evaluation was similarly not indicative of significantly subaverage cognitive/intellectual capacities. Furthermore, his history is not indicative of impairment in adaptive functioning (e.g., socialization, daily living skills, communication, or motor skills) resulting from subaverage cognitive development. Therefore, it is my opinion that Mr. Salyers did not meet the statutory definition of intellectual disability at the time of the alleged offense.

Regarding the question of whether Mr. Salyers had a mental illness as defined by statute at the time of the alleged offense, available information suggests that he did not. Although he was reportedly psychiatrically hospitalized and received a number of diagnoses as a child, he did not receive any mental health treatment during adulthood until he was in jail following the alleged offense. Available information indicates that he has displayed depressive symptoms (e.g., dysphoric mood), likely in response to his current situation (e.g., the death of his girlfriend and being charged for it). Although Mr. Salyers described being "depressed" surrounding the time of the alleged offense, his description was consistent with a typical reaction to stressors (e.g., finding out his father had cancer) rather than a substantial disorder of thought or mood. Further, available information including Mr. Salyers' report and collateral information do not suggest that at the time of the alleged offense he was experiencing symptoms of a mood or thought disorder that significantly impaired his judgment, behavior, capacity

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to recognize reality, or ability to cope with the ordinary demands of life. Consequently, based on the weight of available information, it is my opinion that Mr. Salyers did not have a mental illness as statutorily defined at the time of the alleged offense.

I considered whether Mr. Salyers was under the influence of drugs or alcohol at the time of the alleged offense. He reported that he "smoked weed" with the alleged victim the day before the alleged offense but he did not endorse any other drug or alcohol use around that time. Additionally, the police report does not suggest that he was observed to be intoxicated. Unfortunately, there does not appear to be dispositive data (PBT results, urine analysis or other drug screening) of him having used or not used drugs or alcohol surrounding the time of the alleged offense. Nevertheless, it is my understanding that whether or not Mr. Salyers was under the influence of alcohol or other substances may be a matter considered by the Trier of Fact. It is also my understanding that by statute (i.e., MCL 768.21a(2)), "An individual who is under the influence of voluntarily consumed or injected alcohol or controlled substances at the time of his or her alleged offense is not considered to have been legally insane solely because of being under the influence of the alcohol or controlled substances."

Mental illness and intellectual disability aside, available information does not suggest that at the time of the alleged offense Mr. Salyers lacked substantial capacity to appreciate the nature and quality or the wrongfulness of his conduct, or lacked substantial capacity to conform his conduct to the requirements of the law. For example, he provided a logical and coherent account of his thoughts and actions that day, which did not indicate that he was out of touch with reality. He initially lied to police about what happened, denying involvement on his part, suggesting that he appreciated the wrongfulness of his behavior. Mr. Salyers did not suggest that he was out of behavioral control at the time of the alleged offense and available information does not suggest otherwise. It does not appear that he was driven or compelled by uncontrollable, psychological forces (e.g., he appeared to engage in purposeful, goal-directed behavior). Rather, in his statements to police as well as during the current evaluation, Mr. Salyers asserted that he did not purposely harm the alleged victim and was only trying to prevent her from harming herself further. Regardless, it is my understanding of statutory guidelines that legal insanity is a threshold issue. That is to say, if neither threshold condition (i.e., mental illness or intellectual disability) is met, a person does not qualify for a finding of legal insanity as limitations on capacities such as appreciation and conformity of conduct must be "as a result of" at least one of the qualifying threshold conditions. It follows then, as it is my opinion that Mr. Salyers was neither mentally ill nor had an intellectual disability at the time of the alleged illegal activity, that his relevant capacities were not compromised as a result of such conditions.

Lines 28-30

Contadufts

the States

mistrading

claims

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To summarize the issue of criminal responsibility, it is this examiner's opinion that Mr. Salyers was neither mentally ill nor had an intellectual disability as defined by statute at the time of the alleged offense. Additionally, available information does not suggest that Mr. Salyers, as a result of mental illness or intellectual disability, lacked substantial capacity to appreciate the nature and quality or the wrongfulness of his conduct, or lacked substantial capacity to conform his conduct to the requirements of the law. Therefore, it is the opinion of this examiner that the weight of the available information does not support a defense of legal insanity.

Respectfully submitted,



Stephanie Howell, PsyD

Licensed Psychologist

Consulting Forensic Examiner

J. Pysch

She was nice but she don't listen to
much I was saying, kept playing with her
fingers and tapping her pen on her leg
not that I could qualify for Insanity
I only tried preventing a suicide, not kill someone.

#	Type	Direction	Time	Party	Description	Attachment #1	Deleted
1	Call Log	Incoming	9/3/2016 11:22:49 AM(UTC-4)	From: 2317675503 Kevin Barbs Dad			
2	Call Log	Outgoing	9/3/2016 11:26:23 AM(UTC-4)	To: 2317675503 Kevin			
3	Call Log	Incoming	9/3/2016 1:07:22 PM(UTC-4)	From: 8185830028			
4	Call Log	Outgoing	9/3/2016 2:04:37 PM(UTC-4)	To: 8185830028			
5	Instant Messages	Unknown	9/3/2016 6:01:46 PM(UTC-4)	From: 100013125947854 Josh Salyers	Thanks. I just wished people would help me teach her to understand that I give my all to make her happy and all I want is have her love and heart back.... :)		
6	Instant Messages	Unknown	9/3/2016 6:02:30 PM(UTC-4)	From: 100013125947854 Josh Salyers	She tells me everyday she loves me and wants things to work out for us but she don't want to show it		
7	Instant Messages	Unknown	9/3/2016 6:03:08 PM(UTC-4)	From: 896570720 Bria Fowler Alston	Pawning over her will only give her the upper hand. You need to play hard to get and she will be back. Act like you moved on		
8	Instant Messages	Unknown	9/3/2016 6:03:54 PM(UTC-4)	From: 100013125947854 Josh Salyers	I don't want to fake things with her though. I just want to keep my love and feelings real with her		
9	Instant Messages	Unknown	9/3/2016 6:04:21 PM(UTC-4)	From: 896570720 Bria Fowler Alston	I understand that, but obviously that isn't working		
10	Instant Messages	Unknown	9/3/2016 6:05:24 PM(UTC-4)	From: 100013125947854 Josh Salyers	Right but I can't change me and the loving side of me. She shouldn't have to change me to love me		
11	Instant Messages	Unknown	9/3/2016 6:05:44 PM(UTC-4)	From: 896570720 Bria Fowler Alston	True, maybe she isn't the one		
12	Instant Messages	Unknown	9/3/2016 6:06:08 PM(UTC-4)	From: 100013125947854 Josh Salyers	Her biggest problem she says is if the people she likes with knows we are together she don't have a place to live		
13	Instant Messages	Unknown	9/3/2016 6:06:37 PM(UTC-4)	From: 100013125947854 Josh Salyers	Hence stay hidden behind the lines		
14	Instant Messages	Unknown	9/3/2016 6:27:52 PM(UTC-4)	From: 100003862653142 Sherronda Gile	Sorry I just think its just fucked up that she is playing with u like that but its none of my business so js		
15	Instant Messages	Unknown	9/3/2016 9:31:11 PM(UTC-4)	From: 100013125947854 Josh Salyers	Feel free to comment on my videos. I don't just love barb mind you. I'm in love with her...		

MUPD 201618477 PR# 60657

S, Cecc

All this was withheld from me until I found it in Lesica's "case book."

16	Instant Messages	Unknown	9/3/2016 11:13:49 PM(UTC-4)	From: 100013125947854 Josh Salyers	How you been
17	Instant Messages	Unknown	9/4/2016 12:30:36 AM(UTC-4)	From: 100013125947854 Josh Salyers	What's going on.... I'm going through a lot right now to but I'm willing to talk to you about it if it will help
18	Instant Messages	Unknown	9/4/2016 12:34:14 AM(UTC-4)	From: 10000683149411 Lynette Tiggelman	For sure
19	Instant Messages	Unknown	9/4/2016 12:34:24 AM(UTC-4)	From: 100013125947854 Josh Salyers	So what's going on
20	Instant Messages	Unknown	9/4/2016 12:35:23 AM(UTC-4)	From: 10000683149411 Lynette Tiggelman	Whats going on hun with u?
21	Instant Messages	Unknown	9/4/2016 12:35:40 AM(UTC-4)	From: 100013125947854 Josh Salyers	Watch my latest live feed
22	Instant Messages	Unknown	9/4/2016 12:43:30 AM(UTC-4)	From: 100013125947854 Josh Salyers	You see it?
23	Instant Messages	Unknown	9/4/2016 12:45:23 AM(UTC-4)	From: 10000683149411 Lynette Tiggelman	Yes
24	Instant Messages	Unknown	9/4/2016 12:46:37 AM(UTC-4)	From: 10000683149411 Lynette Tiggelman	Sorry im almost asleep
25	Instant Messages	Unknown	9/4/2016 12:45:47 AM(UTC-4)	From: 10000683149411 Lynette Tiggelman	I'll talk to u tomm
26	Instant Messages	Unknown	9/4/2016 12:46:38 AM(UTC-4)	From: 100013125947854 Josh Salyers	Ok. 4057470880. You can call or text me anytime. Have a good night
27	Instant Messages	Unknown	9/4/2016 2:07:35 AM(UTC-4)	From: 100013125947854 Josh Salyers	Smh....im dying inside
28	Instant Messages	Unknown	9/4/2016 2:15:10 AM(UTC-4)	From: 780494194 Karol Rawson	I'm sorry
29	Instant Messages	Unknown	9/4/2016 2:15:22 AM(UTC-4)	From: 100013125947854 Josh Salyers	What you doing
30	Instant Messages	Unknown	9/4/2016 2:16:05 AM(UTC-4)	From: 780494194 Karol Rawson	Reading

31	Instant Messages	Unknown	9/4/2016 2:16:22 AM(UTC-4)	From: 100013125947854	What ya reading... It any good
32	Instant Messages	Unknown	9/4/2016 2:17:26 AM(UTC-4)	From: 780494194 Josh Salyers Karol Rawson	Its called the peachville demons saga and I've read the whole series 4 times already
33	Instant Messages	Unknown	9/4/2016 2:17:34 AM(UTC-4)	From: 780494194 Karol Rawson	Whole
34	Instant Messages	Unknown	9/4/2016 2:17:37 AM(UTC-4)	From: 100013125947854 Josh Salyers Karol Rawson	Lol
35	Instant Messages	Unknown	9/4/2016 2:18:34 AM(UTC-4)	From: 780494194 Karol Rawson	I have 158 books on my nook and 50 more next to my bed
36	Instant Messages	Unknown	9/4/2016 2:18:45 AM(UTC-4)	From: 100013125947854 Josh Salyers	Damm.....
37	Instant Messages	Unknown	9/4/2016 2:19:08 AM(UTC-4)	From: 100013125947854 Josh Salyers Karol Rawson	What did ya father in law say
38	Instant Messages	Unknown	9/4/2016 2:19:18 AM(UTC-4)	From: 780494194 Josh Salyers Karol Rawson	I love to read write draw knit sew and crochet
39	Instant Messages	Unknown	9/4/2016 2:19:34 AM(UTC-4)	From: 100013125947854 Josh Salyers Karol Rawson	Nice
40	Instant Messages	Unknown	9/4/2016 2:20:36 AM(UTC-4)	From: 780494194 Josh Salyers Karol Rawson	Yup its what I do for fun besides playing final fantasy skyrim and 3rd person shooters
41	Instant Messages	Unknown	9/4/2016 2:21:37 AM(UTC-4)	From: 100013125947854 Josh Salyers Karol Rawson	Skyrim is my fav
42	Instant Messages	Unknown	9/4/2016 2:22:17 AM(UTC-4)	From: 780494194 Josh Salyers Karol Rawson	I'm a level 78 kahlt archer
43	Instant Messages	Unknown	9/4/2016 2:22:45 AM(UTC-4)	From: 100013125947854 Josh Salyers Karol Rawson	Haha. Lvl 79 high elf
44	Instant Messages	Unknown	9/4/2016 2:23:12 AM(UTC-4)	From: 780494194 Karol Rawson	Cool
45	Call Log	Outgoing	9/4/2016 2:25:04 AM(UTC-4)	To: +12316424419 My Wife	
46	SMS Messages	Outgoing	9/4/2016 2:25:57 AM(UTC-4)	To: +12316424419 Wife My	Unblock me on messenger B&RB stop blocking me

47	SMS Messages Incoming	9/4/2016 2:26:42 AM(UTC-4)	From: +12316424419	Then stop blowing up my phone I'm trying to let it charge I only have 7%
48	SMS Messages Outgoing	9/4/2016 2:28:14 AM(UTC-4)	To: +12316424419	Then read me and STOP BLOCKING ME
49	SMS Messages Outgoing	9/4/2016 2:28:40 AM(UTC-4)	To: +12316424419	You said you would not block me Or delete me anymore.
50	SMS Messages Outgoing	9/4/2016 2:28:55 AM(UTC-4)	To: +12316424419	Wife My
51	SMS Messages Outgoing	9/4/2016 2:29:32 AM(UTC-4)	To: +12316424419	Re add me barb and unblock me.
52	SMS Messages Incoming	9/4/2016 2:29:38 AM(UTC-4)	From: +12316424419	Wife My
53	SMS Messages Outgoing	9/4/2016 2:30:02 AM(UTC-4)	To: +12316424419	Then stop blowing my shit up
54	SMS Messages Outgoing	9/4/2016 2:32:05 AM(UTC-4)	To: +12316424419	Re add me barb and unblock me
55	SMS Messages Incoming	9/4/2016 2:32:22 AM(UTC-4)	From: +12316424419	I will just READD ME AND UNBLOCK ME
56	SMS Messages Outgoing	9/4/2016 2:32:45 AM(UTC-4)	To: +12316424419	Please
57	SMS Messages Incoming	9/4/2016 2:33:02 AM(UTC-4)	From: +12316424419	Not right now so just stop
58	SMS Messages Outgoing	9/4/2016 2:33:16 AM(UTC-4)	To: +12316424419	Wife My
59	SMS Messages Incoming	9/4/2016 2:33:38 AM(UTC-4)	From: +12316424419	Wife My
60	SMS Messages Outgoing	9/4/2016 2:33:39 AM(UTC-4)	To: +12316424419	Wife My
61	SMS Messages Outgoing	9/4/2016 2:33:50 AM(UTC-4)	To: +12316424419	Wife My
62	SMS Messages Outgoing	9/4/2016 2:34:03 AM(UTC-4)	To: +12316424419	Wife My
63	SMS Messages Outgoing	9/4/2016 2:34:08 AM(UTC-4)	To: +12316424419	Wife My
64	SMS Messages Incoming	9/4/2016 2:34:12 AM(UTC-4)	From: +12316424419	ONLY IF I HAVE CHARGE
65	SMS Messages Outgoing	9/4/2016 2:34:44 AM(UTC-4)	To: +12316424419	Then charge it like you said you were doing before you blocked me.
66	SMS Messages Outgoing	9/4/2016 2:48:07 AM(UTC-4)	To: +12316424419	Thanks for lying to me.... I love you. But I can't go to sleep till I talk to you barb
67	SMS Messages Incoming	9/4/2016 2:49:09 AM(UTC-4)	From: +12316424419	How am I lying to you. I told you I would after I get some charge... but now I'm not going to call you or anything goodnight
68	Call Log	9/4/2016 2:51:26 AM(UTC-4)	To: 5172400506 Mail	

69	SMS Messages	Outgoing	9/4/2016 2:52:40 AM(UTC-4)	To: 5172400506 Matt	Call me
70	Call Log	Outgoing	9/4/2016 2:53:15 AM(UTC-4)	To: +12316424419 My Wife	
71	SMS Messages	Outgoing	9/4/2016 2:57:28 AM(UTC-4)	To: +12316424419 My Wife	Barb please. You added my brother
72	SMS Messages	Outgoing	9/4/2016 2:57:44 AM(UTC-4)	To: +12316424419 My Wife	Please call me
73	Call Log	Incoming	9/4/2016 2:57:56 AM(UTC-4)	From: 2316424419 My Wife	
74	Call Log	Outgoing	9/4/2016 3:08:05 AM(UTC-4)	To: +12316424419 My Wife	
75	SMS Messages	Incoming	9/4/2016 3:08:23 AM(UTC-4)	From: +12316424419 My Wife My	I'm going to sleep nite
76	SMS Messages	Outgoing	9/4/2016 3:08:42 AM(UTC-4)	To: +12316424419 My Wife	Barb please stop. And call me
77	SMS Messages	Outgoing	9/4/2016 3:09:05 AM(UTC-4)	To: +12316424419 My Wife My	I love you.
78	SMS Messages	Incoming	9/4/2016 3:09:19 AM(UTC-4)	From: +12316424419 My Wife My	No service sucks. I'll talk to you maybe tomorrow
79	Call Log	Outgoing	9/4/2016 3:09:20 AM(UTC-4)	To: +12316424419 My Wife	
80	SMS Messages	Incoming	9/4/2016 3:09:23 AM(UTC-4)	From: +12316424419 My Wife My	
81	SMS Messages	Incoming	9/4/2016 3:09:28 AM(UTC-4)	From: +12316424419 My Wife My	
82	MMs Messages	Outgoing	9/4/2016 3:10:22 AM(UTC-4)	To: +12316424419 My Wife My	
83	SMS Messages	Outgoing	9/4/2016 3:10:38 AM(UTC-4)	To: +12316424419 My Wife My	Babe PLLLLEEEEEEEASE
84	SMS Messages	Outgoing	9/4/2016 3:13:11 AM(UTC-4)	To: +12316424419 My Wife My	I so NOT want you going to bed like this and neither do I
85	SMS Messages	Outgoing	9/4/2016 3:13:22 AM(UTC-4)	To: +12316424419 My Wife My	Do
86	SMS Messages	Outgoing	9/4/2016 3:14:12 AM(UTC-4)	To: +12316424419 My Wife My	
87	SMS Messages	Outgoing	9/4/2016 3:14:14 AM(UTC-4)	To: +12316424419 My Wife My	
88	Call Log	Outgoing	9/4/2016 3:15:12 AM(UTC-4)	To: +12316424419 My Wife	
89	SMS Messages	Outgoing	9/4/2016 3:15:53 AM(UTC-4)	To: +12316424419 My Wife My	Please barb
90	Call Log	Incoming	9/4/2016 3:18:39 AM(UTC-4)	From: 2316424419 My Wife	
91	Call Log	Outgoing	9/4/2016 3:22:03 AM(UTC-4)	To: +12316424419 My Wife	

This is the all 4/11
all in of a morning or night
Morning or night
continued

Voice00003.amr

92	SMS Messages	Incoming	9/4/2016 3:22:30 AM(UTC-4)	From: +12316424419	I might talk to you tomorrow ldk yet I'm going to sleep night
93	SMS Messages	Outgoing	9/4/2016 3:22:43 AM(UTC-4)	To: +12316424419	I love you
94	SMS Messages	Incoming	9/4/2016 3:23:00 AM(UTC-4)	From: +12316424419	Wife My
95	SMS Messages	Outgoing	9/4/2016 3:23:04 AM(UTC-4)	To: +12316424419	Wife My
96	SMS Messages	Outgoing	9/4/2016 3:23:08 AM(UTC-4)	To: +12316424419	Love you 2 nite
97	SMS Messages	Incoming	9/4/2016 3:23:27 AM(UTC-4)	From: +12316424419	I LOVE YOU!!!
98	SMS Messages	Incoming	9/4/2016 3:23:31 AM(UTC-4)	From: +12316424419	Goodnight
99	Call Log	Incoming	9/4/2016 5:02:41 AM(UTC-4)	To: 4702084352	Wife My
100	Call Log	Outgoing	9/4/2016 5:03:16 AM(UTC-4)	From: 4702084352	Nite
101	SMS Messages	Incoming	9/4/2016 5:03:20 AM(UTC-4)	From: 90633	Your Glide code is 6954
102	SMS Messages	Incoming	9/4/2016 5:03:24 AM(UTC-4)	From: 90633	Your Glide code is 3429
103	SMS Messages	Outgoing	9/4/2016 5:06:01 AM(UTC-4)	To: +12316424419	Still can't sleep. I love you. Please come see me and if I'm still asleep. Lay with me so I wake up with you beside me..... I love you
104	Instant Messages	Unknown	9/4/2016 5:16:15 AM(UTC-4)	From: 100013125947854	I've shared a video with you from Glide http://share.glide.me/ginalah/8jhefck
105	Locations	Unknown	9/4/2016 5:16:15 AM(UTC-4)	Josh Salyers	Ginalah's Glide message
106	Instant Messages	Unknown	9/4/2016 5:17:10 AM(UTC-4)	From: 100013125947854	I've shared a video with you from Glide http://share.glide.me/ginalah/hawlatiz
107	Locations	Unknown	9/4/2016 5:17:10 AM(UTC-4)	Josh Salyers	Ginalah's Glide message
108	Instant Messages	Unknown	9/4/2016 10:41:41 AM(UTC-4)	From: 100013125947854	Barb is literally killing me. Like I don't want to be alive right now
109	Instant Messages	Unknown	9/4/2016 10:41:59 AM(UTC-4)	From: 100013125947854	Will you please talk to her
110	Instant Messages	Unknown	9/4/2016 11:15:18 AM(UTC-4)	From: 100013125947854	Josh Salyers
					Hi. Sorry I know I don't know you but I could really have a friend right now to talk to.... The way I feel right now hasn't ever been me

— I wake up
10:40ish in AM.

AKA VLSR

111	Instant Messages	Unknown	8/4/2016 11:17:51	From: AM(UTC-4)	I wish she really knew how I feel
112	Instant Messages	Unknown	9/4/2016 11:17:57	From: AM(UTC-4)	Lara Nichole
113	Instant Messages	Unknown	9/4/2016 11:18:54	From: AM(UTC-4)	Josh Salyers
114	Instant Messages	Unknown	9/4/2016 11:20:29	From: AM(UTC-4)	Lara Nichole
115	Instant Messages	Unknown	9/4/2016 11:21:06	From: AM(UTC-4)	Lara Nichole
116	Instant Messages	Unknown	9/4/2016 11:22:56	From: AM(UTC-4)	Josh Salyers
117	Instant Messages	Unknown	9/4/2016 11:23:31	From: AM(UTC-4)	Lara Nichole
118	Instant Messages	Unknown	9/4/2016 11:23:43	From: AM(UTC-4)	Josh Salyers
119	Instant Messages	Unknown	9/4/2016 11:24:35	From: AM(UTC-4)	Josh Salyers
120	Instant Messages	Unknown	9/4/2016 11:27:42	From: AM(UTC-4)	Lara Nichole
121	Instant Messages	Unknown	9/4/2016 11:28:28	From: AM(UTC-4)	Josh Salyers
122	Instant Messages	Unknown	9/4/2016 11:29:31	From: AM(UTC-4)	Josh Salyers
123	Instant Messages	Unknown	9/4/2016 11:30:13	From: AM(UTC-4)	Josh Salyers
124	Instant Messages	Unknown	9/4/2016 11:30:31	From: AM(UTC-4)	Josh Salyers

I'm suffering
from suicide inflicting
about at least in myself
or at least to myself
never to myself

125	Instant Messages	Unknown	9/4/2016 11:31:10 From: AM(UTC-4)	10000765250114 Lara Nichole	For real, I've never been in a relationship with anyone longer than 8 months
126	Instant Messages	Unknown	9/4/2016 11:31:23 From: AM(UTC-4)	100013125947854 Josh Salyers	Would you be willing to talk to her.....
127	Instant Messages	Unknown	9/4/2016 11:32:18 From: AM(UTC-4)	10000765250114 Lara Nichole	Idk man, barb don't really like me and I don't wanna stick my nose where it don't belong
128	Instant Messages	Unknown	9/4/2016 11:32:54 From: AM(UTC-4)	100013125947854 Josh Salyers	She don't like you bc of things said to her about you
129	Instant Messages	Unknown	9/4/2016 11:33:39 From: AM(UTC-4)	10000765250114 Lara Nichole	Yea and that sucks, she don't even know me. Just what she hears about me
130	Instant Messages	Unknown	9/4/2016 11:34:27 From: AM(UTC-4)	100013125947854 Josh Salyers	Right
131	Instant Messages	Unknown	9/4/2016 12:04:16 From: PM(UTC-4)	100013125947854 Josh Salyers	My life is on the line with this one sherranda. I can't do this pain anymore
132	Instant Messages	Unknown	9/4/2016 12:15:18 From: PM(UTC-4)	100013125947854 Josh Salyers	Your comment is right. I wished only I found that woman that gives as I do.... I'm sorry. I don't know you but I really need a distraction from the thoughts I'm having.... I lost my life lastnight and I just feel numb to what I am feeling right now
133	Instant Messages	Unknown	9/4/2016 12:16:07 From: PM(UTC-4)	100002141181723 Linda Freshney	What comment
134	Instant Messages	Unknown	9/4/2016 12:16:46 From: PM(UTC-4)	100013125947854 Linda Freshney	The one you just posted on lisa's post
135	Instant Messages	Unknown	9/4/2016 12:17:00 From: PM(UTC-4)	100002141181723 Linda Freshney	Rite
136	Instant Messages	Unknown	9/4/2016 12:17:14 From: PM(UTC-4)	100013125947854 Linda Freshney	Image-146096862504511 (Empty File)
137	Instant Messages	Unknown	9/4/2016 12:18:36 From: PM(UTC-4)	100013125947854 Linda Freshney	Something in your words and your profile has me thinking more about an alternative.... Barb is killing me
138	Instant Messages	Unknown	9/4/2016 12:20:46 From: PM(UTC-4)	100002141181723 Linda Freshney	Barb?

139	Instant Messages	Unknown	9/4/2016 12:21:24 From: PM(UTC-4)	100013125947854 Linda Freshney	The girl that has ripped my heart out of my chest and shredded it between her fingers....
140	Instant Messages	Unknown	9/4/2016 12:21:37 From: PM(UTC-4)	100002141181723	Who barb
141	Instant Messages	Unknown	9/4/2016 12:21:46 From: PM(UTC-4)	100013125947854	If you just watch my page live feeds you will see
142	Instant Messages	Unknown	9/4/2016 12:21:53 From: PM(UTC-4)	100013125947854	Barbie Dalley
143	Instant Messages	Unknown	9/4/2016 12:21:53 From: PM(UTC-4)	100002141181723	Josh Salyers
144	Instant Messages	Unknown	9/4/2016 12:22:00 From: PM(UTC-4)	100002141181723	Linda Freshney
145	Instant Messages	Unknown	9/4/2016 12:22:04 From: PM(UTC-4)	100013125947854	Linda Freshney
146	Instant Messages	Unknown	9/4/2016 12:23:04 From: PM(UTC-4)	100002141181723	Josh Salyers
147	Instant Messages	Unknown	9/4/2016 12:23:24 From: PM(UTC-4)	100013125947854	Linda Freshney
148	Instant Messages	Unknown	9/4/2016 12:25:50 From: PM(UTC-4)	100013125947854	Josh Salyers
149	Call Log	Outgoing	9/4/2016 1:34:51 To: +12316424419 My Wife	100013125947854	How are you
150	Call Log	Outgoing	9/4/2016 1:35:37 To: +12316424419 My Wife	100013125947854	K well hope u feel better gotta charge my phone have a Gd day
151	SMS Messages	Outgoing	9/4/2016 1:36:29 To: +12316424419 My Wife	100013125947854	You too hope we can talk later
152	SMS Messages	Incoming	9/4/2016 1:45:18 From: +16163127478	100013125947854	Barb I need you here to calm me.... Please.....
153	SMS Messages	Outgoing	9/4/2016 1:46:10 To: +16163127478	100013125947854	I'm numb
154	SMS Messages	Incoming	9/4/2016 1:46:36 From: +16163127478	100013125947854	What?
155	SMS Messages	Outgoing	9/4/2016 1:47:47 To: +16163127478	100013125947854	I'm Numb.... I'm dead inside and not sure how much more I'm gonna fight before I feel not a thing
	SMS Messages	Incoming	9/4/2016 1:50:48 From: +16163127478	100013125947854	Life hands us all bull shit gotta keep living its all you can do.

157	SMS Messages Outgoing	9/4/2016 1:51:38 PM(UTC-4)	To: 6163127478 holland Amanda	Gotta....lol
158	SMS Messages Incoming	9/4/2016 1:52:58 PM(UTC-4)	From: +16163127478 holland Amanda	Yup dont care correct my fucking grammar I dont claim to be perfect nor do I give a shi
159	SMS Messages Incoming	9/4/2016 1:52:59 PM(UTC-4)	From: +16163127478 holland Amanda	Shit
160	SMS Messages Outgoing	9/4/2016 1:53:14 PM(UTC-4)	To: 6163127478 holland Amanda	
161	SMS Messages Outgoing	9/4/2016 1:53:44 PM(UTC-4)	To: 6163127478 holland Amanda	You said I gotta keep on living. There are other option
162	SMS Messages Incoming	9/4/2016 1:54:41 PM(UTC-4)	From: +16163127478 holland Amanda	Not what I meant
163	SMS Messages Incoming	9/4/2016 1:56:27 PM(UTC-4)	From: +16163127478 holland Amanda	And now I am done talking to you good byw
164	SMS Messages Incoming	9/4/2016 1:56:28 PM(UTC-4)	From: +16163127478 holland Amanda	Bye
165	SMS Messages Outgoing	9/4/2016 1:56:48 PM(UTC-4)	To: +16163127478 holland Amanda	Fine. Dueces
166	SMS Messages Incoming	9/4/2016 1:58:43 PM(UTC-4)	From: +16163127478 holland Amanda	(1/2) Yup ducues punk ass bitch who wants to give up because life got hard grow the fuck up buck up and be a damn man with a respectable job instead of a faille
167	SMS Messages Incoming	9/4/2016 1:58:44 PM(UTC-4)	From: +16163127478 (2/2) d ass pornstar!	
168	SMS Messages Outgoing	9/4/2016 1:59:47 PM(UTC-4)	To: 6163127478 holland Amanda	Lol. Bitch you got nerve. Thanks for the number. I know how to find your bitch ass. Talk shit you gonna find out.
169	SMS Messages Incoming	9/4/2016 2:00:39 PM(UTC-4)	From: +16163127478 holland Amanda	and now I'm contacting Ottawa County Sheriff's Department because that is a threat I know people so f*** you
170	SMS Messages Outgoing	9/4/2016 2:00:41 PM(UTC-4)	To: 6163127478 holland Amanda	You don't know a FUCKING thing about a life that got hard. all you know is a hard dick
171	SMS Messages Outgoing	9/4/2016 2:01:08 PM(UTC-4)	To: 6163127478 holland Amanda	KNOW all the people you want.
172	SMS Messages Incoming	9/4/2016 2:01:11 PM(UTC-4)	From: +16163127478 holland Amanda	(1/2) Keep talking s*** I'm going to show this to a deputy but I expect a phone call from him because I know him personally and so does my family so keep on tal
173	SMS Messages Incoming	9/4/2016 2:01:12 PM(UTC-4)	From: +16163127478 (2/2) king s*** you little punk ass b****	
174	SMS Messages Outgoing	9/4/2016 2:01:36 PM(UTC-4)	To: 6163127478 holland Amanda	Your people was right. You a whore with no life
175	SMS Messages Incoming	9/4/2016 2:02:28 PM(UTC-4)	From: +16163127478 holland Amanda	You just threatened me over a telecommunications device that is a felony in the state of Michigan dumbass read the laws before you want to keep talking s***

178	SMS Messages Incoming	9/4/2016 2:02:29 PM(UTC-4)	From: +16163127478 (1/2) Hahaha you don't know my people keep on talking
177	SMS Messages Incoming	9/4/2016 2:02:30 PM(UTC-4)	From: +16163127478 (2/2) you little skinny ass n***** ass little b**** your damn ass now call your f***** teeth out
178	Call Log Incoming	9/4/2016 2:02:50 PM(UTC-4)	holland Amanda From: 6169283413
179	SMS Messages Outgoing	9/4/2016 2:03:23 PM(UTC-4)	To: 6163127478
180	SMS Messages Outgoing	9/4/2016 2:03:29 PM(UTC-4)	To: 6163127478
181	SMS Messages Incoming	9/4/2016 2:03:59 PM(UTC-4)	holland Amanda From: +16163127478 (1/2) Ha I am a whore with no life thars why I got a man a full time job a placet to stay and I take care of my own. grow up get a job and get the f*** off my p
182	SMS Messages Incoming	9/4/2016 2:04:05 PM(UTC-4)	From: +16163127478 (2/2) hone mother f***** peace out
183	SMS Messages Outgoing	9/4/2016 2:06:11 PM(UTC-4)	holland Amanda To: 6163127478
184	Instant Messages	9/4/2016 2:11:49 PM(UTC-4)	holland Amanda From: 6163127478
185	Instant Messages	9/4/2016 2:17:18 PM(UTC-4)	holland Amanda From: 100013125947854
186	SMS Messages Incoming	9/4/2016 2:28:54 PM(UTC-4)	holland Amanda From: +16163127478 (1/4) Haha I'm not a junkie so shut the f***** you lying bastard you don't know nothing about my damn life to keep your cocksuckers e shut until you know and
187	SMS Messages Incoming	9/4/2016 2:28:58 PM(UTC-4)	holland Amanda From: +16163127478 (2/4) me and I wasn't even planning on helping you I didn't even ask my friends if you can stay I didn't contact hotel and those jobs and I gave it to you weren
188	SMS Messages Incoming	9/4/2016 2:29:00 PM(UTC-4)	holland Amanda From: +16163127478 (3/4) I going to get anywhere because I have no managers there I told them that you were worthless I told him you had no work ethic so you know what peace out
189	SMS Messages Incoming	9/4/2016 2:29:02 PM(UTC-4)	holland Amanda From: +16163127478 (4/4) b**** you ain't my problem

190	SMS Messages	Outgoing	9/4/2016 2:33:09 PM(UTC-4)	To: 6163127478	holland Amanda	Lo. Awwwww well thank you. Enjoy your life without your daughter bc you are a worthless piece of shit bitch who yells at her and smokes your weed and cares only about the next dick you're riding
191	Instant Messages		Unknown 9/4/2016 2:48:47 PM(UTC-4)	From: 697429484	Stephanie Ann	I have family over so I can't call :(
192	Instant Messages		Unknown 9/4/2016 2:49:04 PM(UTC-4)	From: 100013125947854	Josh Salyers	Ok well after they leave then
193	Instant Messages		Unknown 9/4/2016 2:49:44 PM(UTC-4)	From: 697429484	Stephanie Ann	We can still talk on here until then :)
194	Instant Messages		Unknown 9/4/2016 2:49:48 PM(UTC-4)	From: 697429484	Stephanie Ann	Do you have snapchat,
195	Instant Messages		Unknown 9/4/2016 2:51:05 PM(UTC-4)	From: 100013125947854	Josh Salyers	No on Snapchat but I can get it if you want me to. I had one but hated it
196	Instant Messages		Unknown 9/4/2016 2:51:18 PM(UTC-4)	From: 697429484	Stephanie Ann	Really? I love snapchat!
197	Instant Messages		Unknown 9/4/2016 2:51:58 PM(UTC-4)	From: 100013125947854	Josh Salyers	Okay. I'll get it
198	Instant Messages		Unknown 9/4/2016 2:52:03 PM(UTC-4)	From: 697429484	Stephanie Ann	Okay!
199	Searched Items	Unknown	9/4/2016 2:52:41 PM(UTC-4)		snapchat	
199(1	Searched Items	Unknown	9/4/2016 2:52:41 PM(UTC-4)		snapchat	
)						
200	Installed Applications	Unknown	9/4/2016 2:53:18 PM(UTC-4)		Snapchat	
200(1	Installed Applications	Unknown	9/4/2016 2:53:18 PM(UTC-4)		Snapchat	
)						
201	Instant Messages	Unknown	9/4/2016 2:54:37 PM(UTC-4)	From: 100013125947854	Josh Salyers	Image-146186985828832 (Empty File)

217	Instant Messages	Unknown	9/4/2016 3:14:47 PM(UTC-4)	From: 697429484	Stephanie Ann	Alex's friend likes to record what he's doing and put weird filters on them
218	Instant Messages	Unknown	9/4/2016 3:14:58 PM(UTC-4)	From: 100013125947854	Josh Salyers	Lol
219	Instant Messages	Unknown	9/4/2016 3:15:30 PM(UTC-4)	From: 697429484	Stephanie Ann	Yesterday he was brewing beer and had a weird tree filter on it
220	Instant Messages	Unknown	9/4/2016 3:17:58 PM(UTC-4)	From: 100013125947854	Josh Salyers	146197669161097 (Empty File)
221	Instant Messages	Unknown	9/4/2016 3:18:31 PM(UTC-4)	From: 697429484	Stephanie Ann	There ya go
222	Instant Messages	Unknown	9/4/2016 3:18:41 PM(UTC-4)	From: 100013125947854	Josh Salyers	My Life missed a call from you.
223	Call Log	Incoming	9/4/2016 3:18:41 PM(UTC-4)	From: 100013140974654	Barbie Dalley	Where is this message? Police deleted this!!
224	Instant Messages	Unknown	9/4/2016 3:20:08 PM(UTC-4)	From: 100013125947854	Josh Salyers	
225	Instant Messages	Unknown	9/4/2016 3:30:51 PM(UTC-4)	From: 100013125947854	Josh Salyers	Chosen4U87
226	Instant Messages	Unknown	9/4/2016 3:37:11 PM(UTC-4)	From: 697429484	Stephanie Ann	I added ya and snapped ya
227	Instant Messages	Unknown	9/4/2016 3:37:15 PM(UTC-4)	From: 100013125947854	Josh Salyers	Add me on snap chat I guess
228	Instant Messages	Unknown	9/4/2016 3:37:17 PM(UTC-4)	From: 100013125947854	Josh Salyers	
229	Instant Messages	Unknown	9/4/2016 3:37:46 PM(UTC-4)	From: 100013125947854	Josh Salyers	I don't see anything
230	Instant Messages	Unknown	9/4/2016 3:38:01 PM(UTC-4)	From: 697429484	Stephanie Ann	It says you have to add me still
231	Instant Messages	Unknown	9/4/2016 3:38:09 PM(UTC-4)	From: 100013125947854	Josh Salyers	How

202	Instant Messages	Unknown	8/4/2016 2:54:54 PM(UTC-4)	From: 697429484 Stephanie Ann	Yay@
203	Instant Messages	Unknown	8/4/2016 2:55:27 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Hmmmm. Yes we need to talk later
204	Instant Messages	Unknown	8/4/2016 2:55:35 PM(UTC-4)	From: 697429484 Josh Salyers From: 697429484 Stephanie Ann	What?
205	Instant Messages	Unknown	8/4/2016 2:58:46 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Nothing bad lol.
206	Instant Messages	Unknown	8/4/2016 3:00:32 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Oh lol
207	Instant Messages	Unknown	8/4/2016 3:07:22 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Omg it's taking forever
208	Instant Messages	Unknown	8/4/2016 3:07:41 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Are you connected to wifi?
209	Instant Messages	Unknown	8/4/2016 3:08:26 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Image-146194155828115 (Empty File)
210	Instant Messages	Unknown	8/4/2016 3:08:36 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Not yet
211	Instant Messages	Unknown	8/4/2016 3:08:39 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Will be
212	Instant Messages	Unknown	8/4/2016 3:09:22 PM(UTC-4)	From: 697429484 Stephanie Ann	That will help for sure
213	Instant Messages	Unknown	8/4/2016 3:09:33 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Right
214	Instant Messages	Unknown	8/4/2016 3:11:49 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Snapchat is so much fun. Why didn't you like it?
215	Instant Messages	Unknown	9/4/2016 3:13:57 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Kills my battery so fast
216	Instant Messages	Unknown	9/4/2016 3:14:20 PM(UTC-4)	From: 697429484 Stephanie Ann	Yeah it does do that lol.

232	Instant Messages	Unknown	9/4/2016 3:38:32 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	Got it
233	Instant Messages	Unknown	9/4/2016 3:38:34 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 697429484 Stephanie Ann	You swipe down on the camera screen and it will say added me and you click that and I should be there
234	Instant Messages	Unknown	9/4/2016 3:48:41 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	Barb. Please
235	Instant Messages	Unknown	9/4/2016 4:03:01 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	What. I just woke up not that long ago
236	Instant Messages	Unknown	9/4/2016 4:03:15 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	Call me
237	Instant Messages	Unknown	9/4/2016 4:03:22 PM(UTC-4)	From: 100013140974654 Josh Salyers From: 100013125947854 Barbie Dalley	Y
238	Instant Messages	Unknown	9/4/2016 4:03:25 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	Please
239	Instant Messages	Unknown	9/4/2016 4:03:28 PM(UTC-4)	From: 100013140974654 Josh Salyers From: 100013125947854 Barbie Dalley	Y
240	Instant Messages	Unknown	9/4/2016 4:03:39 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	Barb. Just please call me
241	Instant Messages	Unknown	9/4/2016 4:03:46 PM(UTC-4)	From: 100013140974654 Barbie Dalley From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	Tell me y You will know when you call just please call me
242	Instant Messages	Unknown	9/4/2016 4:04:03 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	
243	Instant Messages	Unknown	9/4/2016 4:07:53 PM(UTC-4)	From: 100013140974654 Barbie Dalley From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	My Life called you.
244	Call Log	Incoming	9/4/2016 4:07:53 PM(UTC-4)	From: 100013140974654 Barbie Dalley From: 100013125947854 Josh Salyers From: 100013140974654 Barbie Dalley	
245	Instant Messages	Unknown	9/4/2016 4:08:07 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers	Really...
246	Instant Messages	Unknown	9/4/2016 4:08:26 PM(UTC-4)	From: 100013125947854 Josh Salyers From: 100013125947854 Josh Salyers	My life missed a call from you.

247	Call Log	Incoming	9/4/2016 4:08:26 PM(UTC-4)	To: 100013140974654 Barbie Dalley From: 100013125947654	Why you hang up. I wasn't fighting with you
248	Instant Messages	Unknown	9/4/2016 4:08:43 PM(UTC-4)	From: 100013125947654	
249	Instant Messages	Unknown	9/4/2016 4:11:18 PM(UTC-4)	From: 100013125947654	You'll remember this barb... trust me. Just know that you had a very good man. I love you but clearly you want to prove EVERYONE right about your feelings for men and in life itself
250	Instant Messages	Unknown	9/4/2016 4:11:24 PM(UTC-4)	From: 100013125947654	I love you.
251	Instant Messages	Unknown	9/4/2016 4:14:50 PM(UTC-4)	From: 100013140974654 Barbie Dalley From: 100013125947654	What the fuck ever I. Just leave me the hell alone
252	Instant Messages	Unknown	9/4/2016 4:15:19 PM(UTC-4)	From: 100013140974654 Josh Salyers From: 100013125947654	Okay. Your call
253	Instant Messages	Unknown	9/4/2016 4:15:28 PM(UTC-4)	From: 100013140974654 Josh Salyers From: 100013125947654	Just know I love you
254	Instant Messages	Unknown	9/4/2016 4:15:40 PM(UTC-4)	From: 100013140974654 Barbie Dalley From: +12316424419	Bye. LEAVE ME THE HELL ALONE
255	SMS Messages	Incoming	9/4/2016 4:19:37 PM(UTC-4)	From: +12316424419 Wife My	You said leave you alone barb. You hung up on me and I'm TRYING to keep myself from the END AND TOU to get out of MY DAD'S he is not your family WONT HELP ME
256	SMS Messages	Outgoing	9/4/2016 4:20:30 PM(UTC-4)	To: +12316424419 Wife My	
257	Call Log	Outgoing	9/4/2016 4:21:30 PM(UTC-4)	To: +12316424419 Wife My	
258	Instant Messages	Unknown	9/4/2016 4:24:15 PM(UTC-4)	From: 697429484 Stephanie Ann	Where did you go? — Stephanie Ann
259	SMS Messages	Outgoing	9/4/2016 4:25:07 PM(UTC-4)	To: +12316424419 Wife My	I'm asking you to leave this on a positive level and you won't even so that. Barb my head is running in the wrong direction and I need you to calm it Well you try to push me an you don't need to. I'm not with you an how it stands not we will never be together
260	SMS Messages	Incoming	9/4/2016 4:25:13 PM(UTC-4)	From: +12316424419 Wife My	
261	SMS Messages	Incoming	9/4/2016 4:25:35 PM(UTC-4)	From: +12316424419 Wife My	Find a new place to live
262	SMS Messages	Incoming	9/4/2016 4:25:36 PM(UTC-4)	From: +12316424419 Wife My	

I left her alone
I blocked her on
Facebook

She's never
because I blocked her
and was never
not alone

263	SMS Messages Incoming	9/4/2016 4:25:42 PM(UTC-4)	From: +12316424419 Wife My	live
264	SMS Messages Outgoing	9/4/2016 4:25:58 PM(UTC-4)	To: +12316424419 Wife My	Then COME MEET ME AND JUST TALK. no fights *
265	SMS Messages Outgoing	9/4/2016 4:26:23 PM(UTC-4)	To: +12316424419 Wife My	Dad said I'm not going anywhere
266	SMS Messages Incoming	9/4/2016 4:26:46 PM(UTC-4)	From: +12316424419 Wife My	
267	SMS Messages Outgoing	9/4/2016 4:28:21 PM(UTC-4)	To: +12316424419 Wife My	You want me gone then come TALK to me. get me through what I am feeling ~ That's not my responsibility
268	SMS Messages Incoming	9/4/2016 4:29:50 PM(UTC-4)	From: +12316424419 Wife My	
269	SMS Messages Outgoing	9/4/2016 4:30:10 PM(UTC-4)	To: +12316424419 Wife My	BARR I WANT TO DIE RIGHT NOW. IM TEMPTED TO RUN UP IN THE hood and get myself shot
270	SMS Messages Incoming	9/4/2016 4:30:26 PM(UTC-4)	From: +12316424419 Wife My	My family is an now that you won't leave my dad's he won't be seeing me or MY GIRLS until you are gone
271	SMS Messages Outgoing	9/4/2016 4:30:36 PM(UTC-4)	To: +12316424419 Wife My	It is YOUR responsibility
272	SMS Messages Incoming	9/4/2016 4:30:49 PM(UTC-4)	From: +12316424419 Wife My	No the fuck it's not
273	SMS Messages Incoming	9/4/2016 4:30:59 PM(UTC-4)	From: +12316424419 Wife My	Ann either are you
274	SMS Messages Outgoing	9/4/2016 4:31:41 PM(UTC-4)	To: +12316424419 Wife My	Yes it is Bc you made me fall in love with you then ripped it all apart with your games
275	SMS Messages Outgoing	9/4/2016 4:33:16 PM(UTC-4)	To: +12316424419 Wife My	Since you WANT me out of your life and I'm such a BAD PERSON stay out of mine till you grow the fuck up. But if you need someone to talk to you know I'm here.
276	Instant Messages	Unknown 9/4/2016 4:33:31 PM(UTC-4)	From: 697420484 Stephanie Ann	Josh? —Stephanie Ann
277	SMS Messages Incoming	9/4/2016 4:34:03 PM(UTC-4)	From: +12316424419 Wife My	If you want me to stay out of your life then you are not there for me to talk to
278	SMS Messages Incoming	9/4/2016 4:34:12 PM(UTC-4)	From: +12316424419 Wife My	I didn't make you do shit you feel in love with me way to fast. You moved the relationship we had to fast. So no its not my fault. An if you wanna keep that shit up then jump off a cliff... I'm not dealing with this
279	SMS Messages Outgoing	9/4/2016 4:34:44 PM(UTC-4)	To: +12316424419 Wife My	OK, NOT A PROBLEM. ↗
280	SMS Messages Incoming	9/4/2016 4:34:55 PM(UTC-4)	From: +12316424419 Wife My	Whatever bye
281	SMS Messages Outgoing	9/4/2016 4:36:18 PM(UTC-4)	To: +12316424419 Wife My	I LOVE YOU. ENJOY YOUR LIFE AND MY BLOOD IS ON YOUR HANDS

She told me jump off a cliff so I gonna walk to lake Michigan to do

Again I am doing what she said to get out of her life when

282	Instant Messages	Unknown	9/4/2016 4:38:58 PM(UTC-4)	From: 697429484 Stephanie Ann	You're seeing my messages but not writing back.. that's cool
283	Instant Messages	Unknown	9/4/2016 4:42:08 PM(UTC-4)	From: 100013125947854 Josh Salyers	14193820_146242424 09156623_5673132 90_n.png.jpg
284	Instant Messages	Unknown	9/4/2016 4:42:15 PM(UTC-4)	From: 100013125947854 Josh Salyers	14248915_146242424 92489948_1045795 770_n.png.jpg
285	Instant Messages	Unknown	9/4/2016 4:42:15 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
286	Instant Messages	Unknown	9/4/2016 4:42:18 PM(UTC-4)	From: 100013125947854 Josh Salyers	
287	Instant Messages	Unknown	9/4/2016 4:42:22 PM(UTC-4)	From: 100013125947854 Josh Salyers	
288	Instant Messages	Unknown	9/4/2016 4:42:24 PM(UTC-4)	From: 100013125947854 Josh Salyers	
289	Instant Messages	Unknown	9/4/2016 4:42:24 PM(UTC-4)	From: 100013125947854 Josh Salyers	
290	Instant Messages	Unknown	9/4/2016 4:42:26 PM(UTC-4)	From: 100013125947854 Josh Salyers	
291	Instant Messages	Unknown	9/4/2016 4:42:26 PM(UTC-4)	From: 100013125947854 Josh Salyers	
292	Instant Messages	Unknown	9/4/2016 4:42:28 PM(UTC-4)	From: 100013125947854 Josh Salyers	
293	Instant Messages	Unknown	9/4/2016 4:42:28 PM(UTC-4)	From: 100013125947854 Josh Salyers	
294	Instant Messages	Unknown	9/4/2016 4:42:30 PM(UTC-4)	From: 100013125947854 Josh Salyers	
295	Instant Messages	Unknown	9/4/2016 4:42:30 PM(UTC-4)	From: 100013125947854 Josh Salyers	
296	Instant Messages	Unknown	9/4/2016 4:42:32 PM(UTC-4)	From: 100013125947854 Josh Salyers	

*Police Detained
All of these*

*I sent all these
to Stephanie Ann.*

*Screen shots of the
entire back and 2.
with back deleted these
with Police deleted these*

*Because Police would not be
able to be used to get
these messages admitted
these messages didn't call
and Jessica didn't call
her as a witness as I
wanted*

14193821_1462425 95823271_7340980 57_n.png.jpg
14269484_1462426 12489936_1188074 283_n.png.jpg
14249320_1462426 22489935_1742168 86_n.png.jpg
14193807_1462426 29156601_1028561 006_n.png.jpg
Yes
Yes

297	Instant Messages	Unknown	9/4/2016 4:42:32 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
298	Instant Messages	Unknown	9/4/2016 4:42:34 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
299	Instant Messages	Unknown	9/4/2016 4:42:34 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
300	Instant Messages	Unknown	9/4/2016 4:42:36 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
301	Instant Messages	Unknown	9/4/2016 4:42:36 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
302	Instant Messages	Unknown	9/4/2016 4:42:36 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
303	Instant Messages	Unknown	9/4/2016 4:42:38 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
304	Instant Messages	Unknown	9/4/2016 4:42:38 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
305	Instant Messages	Unknown	9/4/2016 4:42:40 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
306	Instant Messages	Unknown	9/4/2016 4:42:40 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
307	Instant Messages	Unknown	9/4/2016 4:42:42 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
308	Instant Messages	Unknown	9/4/2016 4:42:44 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
309	Instant Messages	Unknown	9/4/2016 4:42:44 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
310	Instant Messages	Unknown	9/4/2016 4:42:44 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes
311	Instant Messages	Unknown	9/4/2016 4:42:45 PM(UTC-4)	From: 100013125947854 Josh Salyers	Yes

14269750_1462426
99156594_1516846
472_n.png.jpg

14269750_1462426
99156594_1516846
472_n.png.jpg

14269750_1462426
99156594_1516846
472_n.png.jpg

14269750_1462426
99156594_1516846
472_n.png.jpg

						Policy Ans → Yes
312	Instant Messages	Unknown	9/4/2016 4:42:45 PM(UTC-4)	From: 100013125947854	Josh Salyers	
313	Instant Messages	Unknown	9/4/2016 4:42:59 PM(UTC-4)	From: 100013125947854	Josh Salyers	That's where I was. Sorry
314	Instant Messages	Unknown	9/4/2016 4:43:19 PM(UTC-4)	From: 100013125947854	Josh Salyers	Bout to get in the shower
315	Instant Messages	Unknown	9/4/2016 4:44:13 PM(UTC-4)	From: 697429484	Stephanie Ann	Okay now block her and be done with it
316	Instant Messages	Unknown	9/4/2016 4:44:42 PM(UTC-4)	From: 100013125947854	Josh Salyers	I know inside I won't be able to but I'm trying
317	Instant Messages	Unknown	9/4/2016 4:45:16 PM(UTC-4)	From: 100013125947854	Josh Salyers	I'm getting in the shower. Got to look good for my next action. At least smell good
318	Instant Messages	Unknown	9/4/2016 4:45:37 PM(UTC-4)	From: 100013125947854	Josh Salyers	You got her number
319	Instant Messages	Unknown	9/4/2016 4:47:57 PM(UTC-4)	From: 697429484	Stephanie Ann	Stop
320	Instant Messages	Unknown	9/4/2016 4:47:59 PM(UTC-4)	From: 697429484	Jesus	Where are these texts and missed calls from Baob
321	Call Log	Outgoing	9/4/2016 4:52:19 PM(UTC-4)	To: +12316424419 My Wife		Back texts me telling me, "I'm going for a walk. I'll see you if I see you. I love and z'm sorry." I missed her call and so I call her back 3 times before she answers it.
322	Call Log	Outgoing	9/4/2016 4:53:41 PM(UTC-4)	To: +12316424419 My Wife		
323	Call Log	Outgoing	9/4/2016 4:54:29 PM(UTC-4)	To: 2317308729 My Wife		
324	Call Log	Outgoing	9/4/2016 4:57:25 PM(UTC-4)	To: +14056646359		
325	Call Log	Outgoing	9/4/2016 4:59:58 PM(UTC-4)	To: 6163073349 David		
326	Call Log	Outgoing	9/4/2016 5:00:28 PM(UTC-4)	To: 2317308729 My Wife		Call made in front of cameras on Tropic in front of Kevin Sandee house
327	Instant Messages	Unknown	9/4/2016 5:01:26 PM(UTC-4)	From: 755336489 Tina do I know you Marie Varela		
328	Call Log	Outgoing	9/4/2016 5:01:27 PM(UTC-4)	To: 2317308729 My Wife		
329	SMS Messages	Incoming	9/4/2016 5:32:43 PM(UTC-4)	From: +15172400506 Matt		Can't text what you wanna say?

330	Instant Messages	Unknown	9/4/2016 6:16:10 PM(UTC-4)	From: 697429484 Stephanie Ann	How are you doing? <i>Stephanie Ann worried about me</i>
331	Instant Messages	Unknown	9/4/2016 7:03:04 PM(UTC-4)	From: 697429484 Stephanie Ann	Good? Not good?
332	Call Log	Incoming	9/4/2016 7:04:46 PM(UTC-4)	From: 2317308729 My Wife To: 911 <i>→ Call from Barb after I left and was on my 8th</i>	<i>Call from Barb after I left and was on my 8th</i>
333	Call Log	Outgoing	9/4/2016 7:15:51 PM(UTC-4)	From: 697429484 Stephanie Ann	<i>To: 911 → called at 7:15:51 audio record shows 911 call unanswered by 911</i>
334	Instant Messages	Unknown	9/4/2016 8:17:52 PM(UTC-4)	From: 697429484 Stephanie Ann
335	Instant Messages	Unknown	9/4/2016 9:00:27 PM(UTC-4)	From: 10000304589001 Christmas Done Cox	Are you okay
336	Instant Messages	Unknown	9/4/2016 9:04:31 PM(UTC-4)	From: 1506287483 Wendy Varola	I swear to God if u killed my daughter u will have hell to pay
337	Instant Messages	Unknown	9/4/2016 9:18:12 PM(UTC-4)	From: 10000886328679 Patricia Barnett	So Barb posted you blocked her? and she keeps telling you she doesn't love you and you can't make a person love someone that they don't love, but you won't move on <i>Stephanie Ann</i>
338	SMS Messages Incoming		9/4/2016 9:41:17 PM(UTC-4)	From: +12313757794 Carlson Doug	What the fuck did you do? <i>Stephanie Ann</i>
339	Instant Messages	Unknown	9/4/2016 10:32:17 PM(UTC-4)	From: 10000765250114 Lara Nichole	Hey <i>Stephanie Ann</i>
340	Instant Messages	Unknown	9/4/2016 10:33:02 PM(UTC-4)	From: 10000765250114 Lara Nichole	Wtf is going on, you slit barbs throat dude, what? <i>Stephanie Ann</i>
341	Instant Messages	Unknown	9/4/2016 10:37:40 PM(UTC-4)	From: 697429484 Stephanie Ann	Hey josh! <i>Stephanie Ann</i>
342	SMS Messages Incoming		9/4/2016 10:52:45 PM(UTC-4)	From: +16164029867 Hey you!	<i>Stephanie Ann</i>

CASE SUPPLEMENTAL REPORT

Printed: 10/17/2016 13:11

Muskegon Police Department

OCA: 201618477

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: *ARREST* Case Mng Status: *ACTIVE* Occurred: *09/04/2016*
 Offense: *MURDER / NON-NEGLIGENT*

Investigator: *LISKEY, SCOTT G (MUPDSGLI)* Date / Time: *09/23/2016 05:38:45, Friday*
 Supervisor: *FINE, THOMAS W (MUPDTWFI)* Supervisor Review Date / Time: *09/23/2016 06:33:18, Friday*
 Contact: Reference: *Supplement*

9-23-16

INFORMATION:

I responded to the jail to retrieve a copy of a letter written by Josh Salyers. In the letter he talks about the homicide in question. I placed the multi page letter into property.

CLOSED LISKEY

Investigator Signature

Supervisor Signature

User: MCSDKS12,

MUSKEGON COUNTY SHERIFF

09/08/2016 09:11

Incident #:	2016350087	Shift:	All
Reporting Officer:	Neel, March J	Report Date/Time:	09/06/2016 02:49:49
DOW:	Monday	Post:	Facility: MUSKEGON COUNTY JAIL
Location Code:	JAIL INCIDENT	Location Desc:	GENERAL INFO - SALYERS, JOSHUA

Reviewed By:

Incident Description: General Information

Additional Action:

Inmates Involved			
Name Code	Booking #	Name	Location
	77320	Joshua Michael Salyers	MCJ, FLOOR 1 HD12, 12-04

Incident Description:

DATE: September 06, 2016
 TIME: 20:00Hours
 LOCATION: Booking
 INCIDENT TYPE: General Information

INMATE(S) INVOLVED:

Salyer, Joshua w/m dob: 08-26-1987

INFORMATION:

Salyers is here on a charge of murder. While I was working in booking tonight Salyers and another inmate, Eric Emory, got into an argument while in their individual cell. During the course of the argument Salyers yelled to Emory, "I'll slit your throat and watch you lay there. I'm here for murder." As the argument continued Salyers told Emory something to the effect of: I killed her and now I have to live with it and it tearing me up inside. Salyers asked me several times this evening to speak to a "jail house psychiatrist" to talk out some things.

ACTIONS TAKEN:

I notified Command.

Disposition: Pending Further

Disposition Date: 09/06/2016

CASE SUPPLEMENTAL REPORT

Printed: 10/17/2016 13:11

Muskegon Police Department

OCA: 201618477

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Case Status: **ARREST**Case Mng Status: **ACTIVE**Occurred: **09/04/2016**Offense: **MURDER / NON-NEGLIGENT**Investigator: **GUST, JAMES P (MUPDJP1)**Date / Time: **09/07/2016 14:58:52, Wednesday**Supervisor: **GUST, JAMES P (MUPDJP1)**Supervisor Review Date / Time: **09/08/2016 14:55:53, Thursday**

Contact:

Reference: **Supplement**

Information:

On 9-4-16, I received a call from Sgt Haug about the complaint. I responded into assist with the investigation.

Actions on 9-4-16:

Det Stratton and Det Luker interviewed Joshua Sayler. He signed a consent form for swabbing of his skin and a buccal swab. I saw that there were several places on his body that had blood on them. Det Luker took pictures of Sayler. After Det Luker took pictures of Sayler, I obtained the swabs and buccal swab. For the buccal swab, I used a Whatman OminiSwab rubbing the inside of his right and left cheek. For the left hand and right calf, I used swabs and sterile water provided by MSP lab personnel. For the left hand swab, I swabbed the back and palm of his hand by his index finger. For the right calf swab, I swabbed the back of his right calf.

Actions on 9-6-16:

Sgt Straus obtained a DVR from Kevin Sander for his surveillance system. I down loaded videos from the system on to a flash drive. There were 5 cameras: CH1, CH2, CH4, CH5, CH7. I down loaded them from 14:00 to 20:59. Each camera has several files. I changed the file names to begin with the camera and the time period the file covers. I also placed the videos into the photo folder for this complaint.

Actions on 9-7-16:

I returned the DVR to Kevin Sander. While I was returning it, I was informed that Becky Arends want to speak with me. I went to 1432 Jiroch and spoke with her. She had a Samsung Galaxy S4 Active cell phone which she said was Barbara Dailey's. She turned it over to me and told me that the pin is 0801. I placed the cell phone into airplane mode. I gave it to Det Luker.

I reviewed the videos for the time period between 19:00 and 19:59. CH1 is on the front of the house near the southeast corner and it points to the northeast. This camera has 1432 Jiroch in the frame. CH2 is on the north side of the house and it points to the east down the driveway. CH4 is on the front of the house near the northeast corner and it points to the southeast. CH7 is on the front of the house near the steps and it points to the east. On the south edge of the viewing area there is an open which allows viewing of the alley on the east side of Jiroch. Below are the points that I found.

CH7 7:06:14 Both of them are walking north in the alley.

CH1 7:07:12 Both of them are walking along south side 1432 Jiroch to the front of the house.

CH1 7:07:26 Both of them walk onto the porch and go inside. inside for only about 3 minutes

CH7 7:14:48 He is walking south in the alley. ^{not inside} in alley ^{at Grand when she calls}

CH4 7:12:22 He is walking west on north side of Grand, then turns north on Jiroch on the east side of Jiroch.

CH7 7:17:48 He is walking north on Jiroch on the east side.

CH2 7:17:53 He is walking north on Jiroch on the east side.

CH1 7:17:58 He is walking north on Jiroch on the east side.

CH1 7:18:16 He goes onto the porch and inside. ^{call for help}

CH1 7:20:15 He goes outside and stands at edge of stairs.

Investigator Signature

Supervisor Signature

CASE SUPPLEMENTAL REPORT

Printed: 10/17/2016 13:11

Muskegon Police Department

OCA: 201618477

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Case Status: *ARREST*

Case Mng Status: *ACTIVE*

Occurred: 09/04/2016

Offense: *MURDER / NON-NEGLIGENCE*

Investigator: GUST, JAMES P (MUPDJP1)

Date / Time: 09/07/2016 14:58:52, Wednesday

Supervisor: GUST, JAMES P (MUPD, JPGJ)

Supervisor Review Date / Time: 09/08/2016 14:55:53 Thursday

Contact:

Reference: *Supplement*

CH1 7:20:37 He goes inside.
CH1 7:20:49 He goes outside into the yard and by sidewalk.
CH1 7:21:20 He goes to the steps and sits down on them.
CH1 7:22:31 He goes inside.
CH1 7:25:29 First officer is heading west on Irwin and then south on Jiroch.
CH1 7:25:52 First officer enters house.

Sgt J Gust

Investigator Signature

Supervisor Signature